



**1992**

# ***Illinois Register***

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**Rules of Governmental Agencies**

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## INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, pars. 1001 et seq., as amended).

## REGISTER PUBLICATION SCHEDULE 1992

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in issue #:	Published on:
Dec. 17, 1991	Dec. 24, 1991	1	Jan. 3, 1992	June 23, 1992	June 30, 1992	28	July 10, 1992
Dec. 24, 1991	Dec. 31, 1991	2	Jan. 10, 1992	June 30, 1992	July 7, 1992	29	July 17, 1992
Dec. 31, 1991	Jan. 7, 1992	3	Jan. 17, 1992	July 7, 1992	July 14, 1992	30	July 24, 1992
Jan. 7, 1992	Jan. 14, 1992	4	Jan. 24, 1992	July 14, 1992	July 21, 1992	31	July 31, 1992
Jan. 14, 1992	Jan. 21, 1992	5	Jan. 31, 1992	July 21, 1992	July 28, 1992	32	Aug. 7, 1992
Jan. 21, 1992	Jan. 28, 1992	6	Feb. 7, 1992	July 28, 1992	Aug. 4, 1992	33	Aug. 14, 1992
Jan. 28, 1992	Feb. 4, 1992	7	Feb. 14, 1992	Aug. 4, 1992	Aug. 11, 1992	34	Aug. 21, 1992
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Feb. 11, 1992	Feb. 18, 1992	9	Feb. 28, 1992	Aug. 18, 1992	Aug. 25, 1992	36	Sept. 4, 1992
Feb. 18, 1992	Feb. 25, 1992	10	Mar. 6, 1992	Aug. 25, 1992	Sept. 1, 1992	37	Sept. 11, 1992
Feb. 25, 1992	Mar. 3, 1992	11	Mar. 13, 1992	Sept. 1, 1992	Sept. 8, 1992	38	Sept. 18, 1992
Mar. 3, 1992	Mar. 10, 1992	12	Mar. 20, 1992	Sept. 8, 1992	Sept. 15, 1992	39	Sept. 25, 1992
Mar. 10, 1992	Mar. 17, 1992	13	Mar. 27, 1992	Sept. 15, 1992	Sept. 22, 1992	40	Oct. 2, 1992
Mar. 17, 1992	Mar. 24, 1992	14	Apr. 3, 1992	Sept. 22, 1992	Sept. 29, 1992	41	Oct. 9, 1992
Mar. 24, 1992	Mar. 31, 1992	15	Apr. 10, 1992	Sept. 29, 1992	Oct. 6, 1992	42	Oct. 16, 1992
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Apr. 7, 1992	Apr. 14, 1992	17	Apr. 24, 1992	Oct. 13, 1992	Oct. 20, 1992	44	Oct. 30, 1992
Apr. 14, 1992	Apr. 21, 1992	18	May 1, 1992	Oct. 20, 1992	Oct. 27, 1992	45	Nov. 6, 1992
Apr. 21, 1992	Apr. 28, 1992	19	May 8, 1992	Oct. 27, 1992	Nov. 2, 1992 (Mon)	46	Nov. 13, 1992
Apr. 28, 1992	May 5, 1992	20	May 15, 1992	Nov. 2, 1992 (Mon)	Nov. 10, 1992	47	Nov. 20, 1992
May 5, 1992	May 12, 1992	21	May 22, 1992	Nov. 10, 1992	Nov. 17, 1992	48	Nov. 30, 1992 (Mon.)
May 12, 1992	May 19, 1992	22	May 29, 1992	Nov. 17, 1992	Nov. 24, 1992	49	Dec. 4, 1992
May 19, 1992	May 26, 1992	23	June 5, 1992	Nov. 24, 1992	Dec. 1, 1992	50	Dec. 11, 1992
May 26, 1992	June 2, 1992	24	June 12, 1992	Dec. 1, 1992	Dec. 8, 1992	51	Dec. 18, 1992
June 2, 1992	June 9, 1992	25	June 19, 1992	Dec. 8, 1992	Dec. 15, 1992	52	Dec. 28, 1992 (Mon)
June 9, 1992	June 16, 1992	26	June 26, 1992	Dec. 15, 1992	Dec. 22, 1992	1	Jan. 4, 1993 (Mon)
June 16, 1992	June 23, 1992	27	July 6, 1992 (Mon)	Dec. 22, 1992	Dec. 29, 1992	2	Jan. 8, 1993

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: Pay Plan
- 2) The Code Citation: 80 Ill. Adm. Code 310
- 3) Section Number:  
310.290 Proposed Action:  
Amended
- 4) Statutory Authority: Ill. Rev. Stat., ch. 127, par. 63b108a(2)
- 5) A Complete Description of the Subjects and Issues Involved:  
In Section 310.290, Out-of-State or Foreign Service Rate, the Office Administrator IV title is being added at the request of the Department of Revenue. The monthly salary ranges for the Office Administrator IV will be \$2,142 - 3,357 for the States of California and New Jersey, and \$1,895 - 2,969 for all other states. This inclusion shall become effective April 1, 1992.

- 6) Will this proposed rule replace an emergency rule currently in effect?

Yes.

- 7) Does this rulemaking contain an automatic repeal date? Yes X No  
If "yes", please specify date:

- 8) Do these proposed amendments contain any incorporations by reference?

No.

- 9) Are there any proposed amendments pending to this part? Yes

Section Numbers	Proposed Action	Ill. Reg. Citation
310.100	Amended	16 Ill. Reg. 342 (January 10, 1992)
310.230	Amended	16 Ill. Reg. 342 (January 10, 1992)
310.490	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table C	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table D	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table E	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table F	Amended	16 Ill. Reg. 342 (January 10, 1992)

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENT

310. Appendix A, Table G Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table H Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table I Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table J Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table K Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table L Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table M Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table N Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table O Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table P Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table Q Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table R Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table S Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table T Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table U Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table V Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table W Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table X Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table Y Amended 16 Ill. Reg. 342  
(January 10, 1992)
310. Appendix A, Table Z Amended 16 Ill. Reg. 342  
(January 10, 1992)

- 10) Statement of Statewide Objectives:

These amendments to the Pay Plan pertain only to State employees subject to the Personnel Code and do not set out any guidelines that are to be followed by local or other jurisdictional bodies within the State.

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Mr. Michael Murphy  
Department of Central Management Services  
Division of Technical Services  
504 William G. Stratton Building  
Springfield, Illinois 62706

Telephone: (217) 782-5601

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENT

## 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

The Department of Central Management Services' Pay Plan does not affect private businesses. Amendments made to the Pay Plan are not subject to any guidelines or regulations of the Department of Commerce and Community Affairs.

- B) Types of small businesses affected:

None. The Department of Central Management Services' Pay Plan extends only to Personnel Code employees under the jurisdiction of the Governor.

- C) Reporting, bookkeeping or other procedures required for compliance:

None

- D) Types of professional skills necessary for compliance:

None

The full text of the proposed amendment is identical to the emergency amendment published on page 6890 of the Illinois Register.

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED RULES

- 1) Heading of the Part: County Economic Development Project Area Property Tax Allocation Financing

- 2) Code Citation: 14 Ill. Adm. Code 526

- 3) Section Numbers:
- |        |                         |
|--------|-------------------------|
| 526.10 | <u>Proposed Action:</u> |
| 526.20 | New Section             |
| 526.30 | New Section             |
| 526.40 | New Section             |
| 526.50 | New Section             |
| 526.60 | New Section             |
| 526.70 | New Section             |
| 526.80 | New Section             |
| 526.90 | New Section             |

- 4) Statutory Authority: Implementing the County Economic Development Project Area Property Tax Allocation Act (Ill. Rev. Stat. 1990 Supp., ch. 34, pars. 7001 et seq., as amended by P.A. 87-18, effective January 1, 1992) and authorized by Section 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.42).

- 5) A Complete Description of the Subjects and Issues Involved: These rules provide the department's procedures for the review and certification of County Economic Development Property Tax Allocation projects. They provide applicable definitions, a purpose statement, a description of qualified areas, procedures for the establishment of economic development areas, contents of designating ordinances, application requirements, the certification process and notification procedures.

- 6) Will these proposed rules replace an emergency rule currently in effect? No.

- 7) Does this rulemaking contain an automatic repeal date? No.

- 8) Do these proposed rules contain incorporations by reference? No.

- 9) Are there any proposed amendments pending on this Part? No.

- 10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1989, ch. 85, par. 2203).

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after this edition of the Illinois Register to the following:



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED RULES

Mr. Norman Sims, Deputy Director  
Department of Commerce and Community Affairs  
Bureau of Policy Development, Planning & Research  
620 East Adams Street, 3rd floor  
Springfield, Illinois 62701  
(217) 524-4845

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 10, 1992.
- B) Types of small businesses and small municipalities affected: Small business would not be affected directly. This program targets its benefits toward businesses that would make a \$50,000 investment and create 1,000 new jobs. However small municipalities may be affected to the extent that the project area may be partially located in a municipal jurisdiction. This would require mutual consent between the small municipality and county.
- C) Reporting, bookkeeping or other procedures required for compliance: Procedures required for compliance are minimal and will only affect the county government. They are responsible for preparing the economic development plan establishing the economic development project area; review board; notices; public hearing; annual reporting requirements, etc.
- D) Types of professional skills necessary for compliance: bookkeeping, public finance knowledge, understanding of local government processes, i.e. drafting and filing ordinances.

The full text of the Proposed Rules begins on the next page:

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED RULES

TITLE 14: COMMERCE  
SUBTITLE C: ECONOMIC DEVELOPMENT  
CHAPTER I: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## PART 526

## COUNTY ECONOMIC DEVELOPMENT PROJECT AREA PROPERTY TAX ALLOCATION FINANCING

## Section

- 526.10 Definitions
- 526.20 Purpose of Certification
- 526.30 Qualified Areas
- 526.40 Establishment of Economic Development Project Areas
- 526.50 Contents of Designating Ordinance
- 526.60 Application Requirements
- 526.70 Economic Impact Requirement
- 526.80 Certification Process
- 526.90 Notification Procedures

AUTHORITY: Implementing the County Economic Development Project Area Property Tax Allocation Act (Ill. Rev. Stat. 1990 Supp., ch. 34, pars. 7001 et seq., as amended by P.A. 87-18, effective January 1, 1992) and authorized by Section 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.42).

SOURCE: Adopted at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: Capitalization denotes statutory language.

## Section 526.10 Definitions

"Act" means the County Economic Development Project Area Property Tax Allocation Act (Ill. Rev. Stat. 1990 Supp., ch. 34, pars. 7001 et seq., as amended by P.A. 87-18, effective January 1, 1992).

"Ad valorem tax" means the tax based on the percentage of the value of a property subject to taxation.

"Department" means the Department of Commerce and Community Affairs.

"Full-time equivalent job" means the number of employees required to equal one full-time employee. For purposes of this definition, "employee" means a person who works a minimum of 35 hours per week for a minimum of 26 consecutive weeks to be counted toward full-time equivalency.

"Tax increment allocation financing" means an economic development financing process that captures the incremental

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED RULES

increase in local property tax revenues from new private development to pay for the public investments made to assist that development.

## Section 526.20 Purpose of Certification

The purpose of certification of an economic development district by the Department is to enable a county to offer the development incentives required to attract or retain large scale industrial or commercial facilities in the State. Incentives available to such entities include provision of cleared land, renovation of existing buildings, essential public site improvements, job training, and payment of other economic development project costs.

## Section 526.30 Qualified Areas

In accordance with Sections 3(d) and 4 of the Act, an area is qualified to become an economic development project area when it is improved or vacant and which:

- a) IS WITHIN THE UNINCORPORATED AREA OF SUCH COUNTY, OR, WITH THE CONSENT OF ANY AFFECTED MUNICIPALITY, IS LOCATED PARTIALLY WITHIN THE UNINCORPORATED AREA OF SUCH COUNTY AND PARTIALLY WITHIN ONE OR MORE MUNICIPALITIES;
- b) IS CONTIGUOUS;
- c) IS NOT LESS IN THE AGGREGATE THAN ONE HUNDRED ACRES;
- d) IS SUITABLE FOR SITING BY ANY COMMERCIAL, MANUFACTURING, INDUSTRIAL, RESEARCH OR TRANSPORTATION ENTERPRISE OF FACILITIES TO INCLUDE BUT NOT BE LIMITED TO COMMERCIAL BUSINESSES, OFFICES, FACTORIES, MILLS, PROCESSING PLANTS, ASSEMBLY PLANTS, PACKING PLANTS, FABRICATING PLANTS, INDUSTRIAL OR COMMERCIAL DISTRIBUTION CENTERS, WAREHOUSES, REPAIR OVERHAUL OR SERVICE FACILITIES, FREIGHT TERMINALS, RESEARCH FACILITIES, TEST FACILITIES OR TRANSPORTATION FACILITIES, WHETHER OR NOT SUCH AREA HAS BEEN USED AT ANY TIME FOR SUCH FACILITIES AND WHETHER OR NOT THE AREA HAS BEEN USED OR IS SUITABLE FOR SUCH FACILITIES AND WHETHER OR NOT THE AREA HAS BEEN USED OR IS SUITABLE FOR OTHER USES, INCLUDING COMMERCIAL AGRICULTURAL PURPOSES; AND
- e) HAS BEEN CERTIFIED BY THE DEPARTMENT in accordance with the guidelines in the Act and this Part.

## Section 526.40 Establishment of Economic Development Project Areas

Economic Development Project Areas shall be established as follows:

- a) A COUNTY, WITH MORE THAN 200,000 AND LESS THAN 300,000

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED RULES

INHABITANTS shall submit to the Department a certified copy of an ordinance proposing such an area and fixing a time and place for a public hearing;

- b) THE NOTICE OF PUBLIC HEARING shall BE GIVEN BY PUBLICATION AND MAILING AND shall be conducted in conformance with requirements of Sections 4(c) and (d) of the Act; and
- c) The county shall convene a joint review board in the time and manner as described in Section 4(b) of the Act; and
- d) The county may make changes to the economic development plan at the public hearing or at any time prior to adoption by the county of the ordinance pursuant to Section 4(f) of the Act. Such changes shall be made in accordance with the requirements of Section 4(e) of the Act.

## Section 526.50 Contents of Designating Ordinance

- a) In accordance with Section 4(f) of the Act, an ordinance designating an economic development project area shall be established in accordance with procedures specified in Section 4 of the Act and shall set forth:

- 1) Governing body approval of the economic development plan;
- 2) A finding that the proposed economic project shall CREATE OR RETAIN NOT LESS THAN 1,000 FULL-TIME EQUIVALENT JOBS, THAT PRIVATE INVESTMENT IN AN AMOUNT NOT LESS THAN \$50,000,000 shall OCCUR IN THE ECONOMIC DEVELOPMENT PROJECT AREA; THE PROPOSED ECONOMIC PROJECT WILL ENCOURAGE THE INCREASE OF COMMERCE AND INDUSTRY WITHIN THE STATE; AND THAT THE ECONOMIC DEVELOPMENT PROJECT WILL INCREASE OR MAINTAIN THE PROPERTY, SALES, OR INCOME TAXES OF THE COUNTY OR STATE.
- 3) A precise description of the area comprising the economic development project area in the form of a LEGAL DESCRIPTION AND, WHERE POSSIBLE, BY STREET LOCATION and, a designation of the area as an economic development project area subject to the approval of and designation by the Department in accordance with the Act; and
- 4) A provision that the ad valorem taxes, if any, arising from levies upon taxable real property in the economic development project area (as provided in Section 6 of the Act) are to be distributed each year in accordance with Section 4(f) of the Act.



## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED RULES

- b) Amendments to the designating ordinance shall be conducted in accordance with Section 4(g) of the Act.

## Section 526.60 Application Requirements

A county which has adopted an ordinance designating an area as an economic development project area shall submit an original and one exact copy of an application to the Department to have such economic development project area reviewed for approval and certification by the Department. The application shall contain the information and documentation specified in Sections 3 and 5(a) of the Act, including the following:

- a) CERTIFIED COPIES OF ANY ORDINANCE(S) ADOPTED
  - 1) APPROVING A PROPOSED ECONOMIC DEVELOPMENT PLAN,
  - 2) ESTABLISHING AN ECONOMIC DEVELOPMENT PROJECT AREA, AND
  - 3) AUTHORIZING TAX INCREMENT ALLOCATION FINANCING;
- b) A MAP OF THE ECONOMIC DEVELOPMENT PROJECT AREA;
- c) A COPY OF THE ECONOMIC DEVELOPMENT PLAN AS APPROVED, INCLUDING
  - 1) A STATEMENT SETTING FORTH THE ECONOMIC DEVELOPMENT AND PLANNING OBJECTIVES FOR THE ECONOMIC DEVELOPMENT PROJECT AREA,
  - 2) ESTIMATED ECONOMIC DEVELOPMENT PROJECT COSTS,
  - 3) THE SOURCES OF FUNDS TO PAY SUCH COSTS,
  - 4) THE NATURE AND TERM OF ANY OBLIGATIONS TO BE ISSUED BY THE COUNTY TO PAY SUCH COSTS,
  - 5) THE MOST RECENT EQUALIZED ASSESSED VALUATION OF THE ECONOMIC DEVELOPMENT PROJECT AREA,
  - 6) AN ESTIMATE OF THE EQUALIZED ASSESSED VALUATION OF THE ECONOMIC DEVELOPMENT PROJECT AREA AFTER COMPLETION OF THE ECONOMIC DEVELOPMENT PLAN,
  - 7) THE ESTIMATED DATE OF COMPLETION OF ANY ECONOMIC DEVELOPMENT PROJECT PROPOSED TO BE UNDERTAKEN,
  - 8) A GENERAL DESCRIPTION OF ANY PROPOSED DEVELOPER, USER, OR TENANT OF ANY PROPERTY TO BE LOCATED OR IMPROVED WITHIN THE ECONOMIC DEVELOPMENT PROJECT AREA,

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF PROPOSED RULES

- 9) A DESCRIPTION OF THE TYPE, STRUCTURE AND GENERAL CHARACTER OF THE FACILITIES TO BE DEVELOPED OR IMPROVED IN THE ECONOMIC DEVELOPMENT PROJECT AREA,
- 10) A DESCRIPTION OF THE GENERAL LAND USES TO APPLY IN THE ECONOMIC DEVELOPMENT PROJECT AREA,
- 11) A DESCRIPTION OF THE TYPE, CLASS AND NUMBER OF EMPLOYEES TO BE EMPLOYED IN THE OPERATION OF THE FACILITIES TO BE DEVELOPED OR IMPROVED IN THE ECONOMIC DEVELOPMENT PROJECT AREA, AND
- 12) A COMMITMENT BY THE COUNTY TO FAIR EMPLOYMENT PRACTICES AND AN AFFIRMATIVE ACTION PLAN WITH RESPECT TO ANY ECONOMIC DEVELOPMENT PROGRAM TO BE UNDERTAKEN BY THE COUNTY;
- d) AN ANALYSIS AND ANY SUPPORTING DOCUMENTS AND STATISTICS, DEMONSTRATING THAT THE ECONOMIC DEVELOPMENT PROJECT SHALL CREATE OR RETAIN NOT LESS THAN 1,000 FULL-TIME EQUIVALENT JOBS AND THAT PRIVATE INVESTMENT IN THE AMOUNT OF NOT LESS THAN \$50,000,000 SHALL OCCUR IN THE ECONOMIC DEVELOPMENT PROJECT AREA;
- e) AN ESTIMATE OF THE ECONOMIC IMPACT OF THE ECONOMIC DEVELOPMENT PLAN AND THE USE OF PROPERTY TAX INCREMENT ALLOCATION FINANCING UPON THE REVENUES OF THE COUNTY AND THE AFFECTED TAXING DISTRICTS;
- f) A RECORD OF ALL PUBLIC HEARINGS HELD IN CONNECTION WITH THE ESTABLISHMENT OF THE ECONOMIC DEVELOPMENT PROJECT AREA; AND
- g) A copy of any agreement(s) authorizing the payment or reimbursement by the county of private financing costs.

## Section 526.70 Economic Impact Requirement

In determining whether an economic development project shall be certified, the Department shall consider:

- a) WHETHER, WITHOUT PUBLIC INTERVENTION, THE STATE WOULD SUFFER SUBSTANTIAL ECONOMIC DISLOCATION (resulting in the direct loss of more than 1,000 jobs), OR WOULD NOT OTHERWISE BENEFIT FROM PRIVATE INVESTMENT OFFERING SUBSTANTIAL EMPLOYMENT OPPORTUNITIES (of more than 1,000 jobs) and ECONOMIC GROWTH (Section 5(b) of the Act), and
- b) THE IMPACT ON THE REVENUES OF THE COUNTY AND THE AFFECTED TAXING DISTRICTS as determined by a conjoined input/output econometric forecasting model by the use of tax increment allocation financing (Section 5(b) of the Act) for example, the expected

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

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cost of public infrastructure, incentives, etc., exceed the expected cumulative tax revenue.

Section 526.80 Certification Process

Approval of locally designated Economic Development Project Areas shall be made by the Department by certification of the designating ordinance adopted by a county if the Department determines:

- a) The economic development project area meets the qualifications of Section 526.30 of this Part.
- b) The ordinance designating the economic development project area sets forth the items listed in Section 526.40 of this Part.
- c) The application contains complete information required by Section 526.50 of this Part.
- d) The Department has made affirmative determinations as required by Section 526.60 of this Part.
- e) The Department has determined that proposed project costs are allowable in accordance with Section 3(e) of the Act.

Section 526.90 Notification Procedures

- a) Applicants shall be notified within 30 calendar days of the approval or disapproval of applications for certification. The Department shall promptly issue a certificate for each approved economic development project area within 30 calendar days of receipt of such application by the Department.
- b) The certificate shall be signed by the Director of the Department, shall make specific reference to the designating ordinance, which shall be attached thereto. A certified copy of the Economic Development Project Area Certificate, or a duplicate of the original thereof, shall be recorded with the county clerk's office in the county in which the economic development project area is located.
- c) An economic development project area shall be effective upon its certification. Upon certification of an economic development project area, the terms and provisions of the designating ordinance shall be in effect. An economic development project area shall be in effect for the duration of the term set forth in the designating ordinance of the municipality.
- d) In the event that the Department disapproves an application for certification, it shall specify in writing the reasons for

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disapproval and shall allow the applicant 15 calendar days to amend and resubmit the application. Resubmitted applications shall be approved or disapproved within 30 calendar days of receipt.



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Least-Cost Planning for Electric Utilities
- 2) Code Citation: 83 Ill. Adm. Code 440
- 3) Section Numbers: 440-200  
Proposed Action: Amendment
- 4) Statutory Authority: Implementing Section 8-402, as amended by P.A. 87-159, effective January 1, 1992, and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 8-402, as amended by P.A. 87-159, effective January 1, 1992, and 10-101).
- 5) A Complete Description of the Subjects and Issues Involved: This amendment changes filing dates for least-cost energy plans to comply with the dates set in P.A. 87-159.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date: No.
- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: This proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62706

## ILLINOIS COMMERCE COMMISSION

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Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

- A) Date amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 10, 1992
- B) Types of small businesses affected: This amendment will affect any electric utility that is also a small business as defined in the Illinois Administrative Procedure Act.
- C) Reporting, bookkeeping or other procedures required for compliance: Filing procedures.
- D) Types of professional skills necessary for compliance: Managerial skills.

The full text of the Proposed Amendment begins on the next page:

ILLINOIS COMMERCE COMMISSION  
NOTICE OF PROPOSED AMENDMENT

TITLE 83: PUBLIC UTILITIES  
CHAPTER I: ILLINOIS COMMERCE COMMISSION  
SUBCHAPTER C: ELECTRIC UTILITIES

PART 440  
LEAST-COST PLANNING FOR ELECTRIC UTILITIES

SUBPART A: PURPOSE AND SCOPE

Section  
440.10 Purpose and Scope

SUBPART B: DEFINITIONS

Section  
440.100 Definitions

SUBPART C: PROCEDURE

Section  
440.200 Filing of Plans  
440.210 Review of Plans  
440.220 Filing of Testimony  
440.240 Public Review of Plans

SUBPART D: FILING REQUIREMENTS

Section  
440.300 Filing Requirements - Department  
440.310 Filing Requirements - Utilities

SUBPART E: COMPREHENSIVE ELECTRIC UTILITY ENERGY PLAN

Section  
440.400 The Department's Comprehensive Statewide Electric Plan  
440.410 Baseline Assessment of Supply and Demand  
440.420 Alternative Assessments of Demand and Resources  
440.430 Methodology for Comprehensive Electric Utility Energy Plan

SUBPART F: DEMAND FORECASTS - ELECTRIC UTILITIES

Section  
440.500 Historical and Forecasted Levels of Peak Demand and Energy Usage  
440.510 Alternative Levels of Demand  
440.520 Methodologies for Electric Utility Demand Forecasts

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SUBPART G: RESOURCE ASSESSMENT - ELECTRIC UTILITIES

Section  
440.600 Existing Resources  
440.610 Future Resource Options  
440.620 Selection of Future Resources  
440.640 Flexibility of the Utility's Resource Plan  
440.650 Examination of Recommended Policies  
440.660 Methodology for Resource Assessment

SUBPART H: IMPLEMENTATION PLAN

Section  
440.700 Implementation Plan

SUBPART I: COMMISSION REVIEW OF PLANS

Section  
440.800 Comprehensive Electric Utility Energy Plan  
440.810 Utility Electric Energy Plans

SUBPART J: EXEMPTIONS AND WAIVER

Section  
440.900 Small Utility Exemption  
440.910 Waiver of Rules

AUTHORITY: Implementing Section 8-402, as amended by P.A. 87-159, effective January 1, 1992, and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 8-402, as amended by P.A. 87-159, effective January 1, 1992, and 10-101).

SOURCE: Adopted at 13 Ill. Reg. 296, effective January 1, 1989; amended at Ill. Reg. , effective .

SUBPART C: PROCEDURE

Section 440.200 Filing of Plans

a) Department's Plan. On January 3, 1999 1994, and every ~~two~~ three years thereafter on January 3, the Department shall file with the Commission its comprehensive electric utility energy plan, as specified in Section 8-402(b) of the Act and Subpart D of this Part.



## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

- b) Utility Plans. ~~Within three months of the Commission adoption of a first comprehensive electric utility energy plan on August 1, 1989, whichever is the latter.~~ On July 1, 1992 and every two three years after thereafter the required filing date of the initial utility electric energy plan, every electric utility subject to this Part shall file with the Commission and the Department its electric energy plan as specified in Section 8-402(c) of the Act and Subparts D, F, G, and H of this Part.

(Source: Amended at Ill. Reg. , effective )

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Least-Cost Planning for Natural Gas Utilities
- 2) Code Citation: 83 Ill. Adm. Code 535
- 3) Section Numbers: Proposed Action:  
535.100 Amendment
- 4) Statutory Authority: Implementing Section 8-402, as amended by P.A. 87-159, effective January 1, 1992, and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 8-402, as amended by P.A. 87-159, effective January 1, 1992, and 10-101).
- 5) A Complete Description of the Subjects and Issues Involved: This amendment changes filing dates for least-cost energy plans to comply with the dates set in P.A. 87-159.
- 6) Will this proposed amendment replace an emergency amendment currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date: No.
- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: This proposed amendment neither creates nor expands any state mandate on units of local government, school districts, or community college districts.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62706

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## ILLINOIS COMMERCE COMMISSION

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Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

## 12) Initial Regulatory Flexibility Analysis:

- A) Date amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 10, 1992
- B) Types of small businesses affected: This amendment will affect any gas utilities that are also small businesses as defined in the Illinois Administrative Procedure Act.
- C) Reporting, bookkeeping or other procedures required for compliance: Filing procedures.
- D) Types of professional skills necessary for compliance: Managerial skills.

The full text of the Proposed Amendment begins on the next page:

## ILLINOIS REGISTER

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED AMENDMENT

TITLE 83: PUBLIC UTILITIES  
CHAPTER I: ILLINOIS COMMERCE COMMISSION  
SUBCHAPTER d: GAS UTILITIES

## PART 535

## LEAST-COST PLANNING FOR NATURAL GAS UTILITIES

## SUBPART A: GENERAL PURPOSE

Section  
535.10  
535.15

General Purpose  
Definitions

## SUBPART B: PROCEDURE

Section  
535.100  
535.110  
535.115  
535.120

Filing of Plans  
Review of Plans  
Filing of Testimony  
Public Review of Plans

## SUBPART C: FILING REQUIREMENTS - DEPARTMENT

Section  
535.200  
535.205  
535.210  
535.220

Filing Requirements - Department  
The Recommendations of the Department  
Data and Analytical Support for Recommendations  
Methodology

## SUBPART D: FILING REQUIREMENTS - UTILITIES

Section  
535.300  
535.305  
535.310  
535.320  
535.330  
535.340  
535.350  
535.360

Filing Requirements - Utilities  
Demand Forecasts  
Forecast of Supply Resources  
Consistency with Statutory Objectives  
Comparison to Previous Plan  
Rate Design  
Examination of Long-Term Operating Environment  
Proprietary and Confidential Information

## SUBPART E: COMMISSION REVIEW OF PLANS

Section  
535.400  
535.410

Statewide Plan  
Utility Plans



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NOTICE OF PROPOSED AMENDMENT

NOTICE OF PROPOSED RULES

SUBPART F: EXEMPTIONS AND WAIVERS

Heading of the Part: Telephone Assistance Programs

Section  
535.500 Small Utility Exemption  
535.510 Waiver of Rules

AUTHORITY: Implementing Section 8-402, as amended by P.A. 87-159, effective January 1, 1992, and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 8-402, as amended by P.A. 87-159, effective January 1, 1992, and 10-101).

SOURCE: Adopted at 13 Ill. Reg. 7331, effective May 1, 1989; amended at 13 Ill. Reg. 20340, effective December 20, 1989; amended at Ill. Reg. , effective .

SUBPART B: PROCEDURE

Section 535.100 Filing of Plans

- a) Statewide Plan. On January 3, 1990 1993, and every two three years thereafter on January 3, the Department shall file with the Illinois Commerce Commission ("Commission") its comprehensive statewide plan for natural gas utilities, as specified in Section 8-402(b) of the Act and Subpart C of this Part.

- b) Utility Plans. ~~Within three months of Commission adoption of the first statewide natural gas plan or on January 3, 1991, whichever is the later, on July 1, 1994 and every two three years thereafter, every natural gas utility subject to this Part shall file with the Commission and the Department its natural gas utility plan as specified in Section 8-402 of the Act and Subpart D of this Part.~~

(Source: Amended at Ill. Reg. , effective )

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ILLINOIS COMMERCE COMMISSION

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Heading of the Part: Telephone Assistance Programs

Code Citation: 83 Ill. Adm. Code 757

Section Number:	Proposed Action:	Section Number:	Proposed Action:
757.10	New Section	757.220	New Section
757.15	New Section	757.225	New Section
757.100	New Section	757.230	New Section
757.105	New Section	757.235	New Section
757.110	New Section	757.240	New Section
757.115	New Section	757.245	New Section
757.120	New Section	757.300	New Section
757.125	New Section	757.Exhibit A	New Section
757.130	New Section	757.Exhibit B	New Section
757.200	New Section	757.Exhibit C	New Section
757.205	New Section	757.Exhibit D	New Section
757.210	New Section	757.Exhibit E	New Section
757.215	New Section		

- 4) Statutory Authority: Implementing Section 13-301 and P.A. 87-750, effective September 26, 1991, and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 13-301 and P.A. 87-750, effective September 26, 1991, and 10-101).

- 5) A Complete Description of the Subjects and Issues Involved: P.A. 87-750 is the statutory mandate for the Commission to create a telephone assistance program funded by voluntary contributions from existing telephone customers. Proposed Part 757 complies with Section 13-301 of the Public Utilities Act and with P.A. 87-750 by designing a program for establishing telephone service for those low-income persons currently without service and for the assistance in paying the monthly charges for that service once it has been established. The proposed rules set eligibility criteria, create a funding mechanism, and provide for administration of the two separate programs.

- 6) Will these proposed rules replace emergency rules currently in effect? No.

- 7) Does this rulemaking contain an automatic repeal date: No.

- 8) Do these proposed rules contain incorporations by reference? Yes.

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- 9) Are there any other proposed rules pending on this Part? No.
- 10) Statement of statewide Policy Objectives: These proposed rules neither create nor expand any state mandate on units of local government, school districts, or community college districts.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:  
Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:  
  
Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62706  
  
Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.
- 12) Initial Regulatory Flexibility Analysis:  
A) Date rules were submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 10, 1992  
B) Types of small businesses affected: These rules will affect those local exchange telecommunications carriers that are also small businesses as defined in the Illinois Administrative Procedure Act.  
C) Reporting, bookkeeping or other procedures required for compliance: Reporting procedures.  
D) Types of professional skills necessary for compliance: Managerial skills.

The full text of the Proposed Rules begins on the next page:

ILLINOIS COMMERCE COMMISSION

NOTICE OF PROPOSED RULES

TITLE 83: PUBLIC UTILITIES

CHAPTER I: ILLINOIS COMMERCE COMMISSION

SUBCHAPTER f: TELEPHONE UTILITIES

PART 757

TELEPHONE ASSISTANCE PROGRAMS

SUBPART A: GENERAL PROVISIONS

Section	Definitions
757.10	Dispute Procedures
757.15	

SUBPART B: LIFELINE CONNECTION ASSISTANCE PROGRAM

Section	Service Requirement
757.100	Recovery Mechanism
757.105	Publicity
757.110	Application Procedure and Processing
757.115	Filing Requirements
757.120	Eligibility
757.125	Income Certification
757.130	

SUBPART C: UNIVERSAL TELEPHONE SERVICE ASSISTANCE PROGRAM

Section	Service Requirement
757.200	UTSAP Funding
757.205	UTSAP Recovery
757.210	UTSAP Administrator
757.215	UTSAP Publicity
757.220	UTSAP Eligibility
757.225	UTSAP Application Procedure and Processing
757.230	UTSAP Income Certification
757.235	Recertification
757.240	UTSAP Filing Requirements
757.245	

SUBPART D: STAFF LIAISON

Section	Staff Liaison
757.300	

757.Exhibit A LEC Quarterly Report to Commission  
757.Exhibit B Monthly LEC Cost/Revenue Reporting Form  
757.Exhibit C Quarterly UTSAP Administrator Report to Commission



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## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED RULES

757.Exhibit D LESOWP Recertification Ineligibility Notice  
757.Exhibit E Telephone Assistance Programs Certification Form

AUTHORITY: Implementing Section 13-301 and P.A. 87-750, effective September 26, 1991, and authorized by Section 10-101 of the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 13-301 and 10-101 and P.A. 87-750, effective September 26, 1991).

SOURCE: Adopted at 13 Ill. Reg. 14366, effective October 1, 1989; amended at 14 Ill. Reg. 17923, effective October 15, 1990; emergency repealer at 15 Ill. Reg. 5082, effective March 25, 1991, for a maximum of 150 days; repealed at 15 Ill. Reg. 11929, effective August 12, 1991; adopted at Ill. Reg. , effective .

## SUBPART A: DEFINITIONS

## Section 757.10 Definitions

For the purpose of this Part:

"Act" means the Public Utilities Act (Ill. Rev. Stat. 1989, ch. 111 2/3, pars. 1-101 et seq.).

"Commission" means the Illinois Commerce Commission.

"Customer service center" means any office, operated by a local exchange carrier, where applications for service can be made in person.

"Department" means the Illinois Department of Public Aid.

"Eligible new subscriber" is an applicant for local exchange service who meets the eligibility guidelines set forth in Section 757.125.

"Eligible subscriber" is any individual currently subscribing to local exchange service who meets the eligibility guidelines set forth in Section 757.125.

"Installation charge" means those tariffed charges assessed for connecting an eligible new subscriber to the network. These charges do not include security deposit requirements.

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"LEC" means "local exchange carrier," which is a telecommunications carrier providing local service as defined in Section 13-204 of the Act (Ill. Rev. Stat. 1989, ch. 111 2/3, par. 13-204).

"Lifeline Connection Assistance program" or "Lifeline" means the Lifeline Connection program established at 47 CFR 36.701 et seq. as of October 1, 1990, and which all Illinois LEC's shall participate as provided in Section 757.100.

"Local exchange service obligation" means those tariffed charges assessed on a monthly basis for access to the network. These charges do not include taxes.

"Local Exchange Service Obligation Waiver Program" or "LESOWP" means that part of the Universal Telephone Service Assistance Program in which all LEC's shall participate under Section 757.200(c).

"Medical card" is a card issued by the Department which certifies that the holder is a participant in a proxy program.

"NECA" means the National Exchange Carrier Association, established at 47 CFR 69.601 et seq. as of October 1, 1990.

"Program," or "plan," means the telephone assistance programs in which all Illinois LEC's shall participate as provided in Sections 757.100 and 757.200.

"Proxy Program(s)" include the following assistance programs administered by the Department: Aid to Families with Dependent Children (AFDC); Aid to the Aged, Blind, and Disabled (AABD); General Assistance (GA, City of Chicago only); Refugee/Repatriate Programs (RRA); Medical Assistance (excluding medical extension cases and spend down cases); and Food Stamps.

"Staff" means individuals employed by the Illinois Commerce Commission.

"UTSAP" means the Universal Telephone Service Assistance Program in which all Illinois LEC's shall participate as provided in Section 757.200.

## ILLINOIS COMMERCE COMMISSION

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"UTSAP Administrator" is the Illinois Not-for-Profit Corporation responsible for the administration of the UTSAP as described in Section 757.215.

"Waiver" means any reduction in a participant's initial telephone service installation charge or local exchange service obligation in the amount established under the provisions of this Part.

## Section 757.15 Dispute Procedures

Disputes arising under this Part shall be governed by 83 Ill. Adm. Code 735.190 and 735.200.

## SUBPART B: LIFELINE CONNECTION ASSISTANCE PROGRAM

## Section 757.100 Service Requirement

- a) Within 90 days from the date this program receives Federal Communications Commission (FCC) certification, each LEC shall participate in the "Lifeline Connection Assistance" program adopted by the FCC in 47 CFR 36.701 et seq. as of October 1, 1990. This incorporation does not include any later amendments or editions.
- b) As part of their participation in the program identified in subsection (a), the LEC's shall implement a low income assistance program characterized by a 50% waiver, of up to \$30.00, of the initial telephone service installation charge. The waiver shall be applicable to the primary service order, central office and premise visit components of the service connection charges and shall be provided to each eligible new subscriber.
- c) In addition, the LEC's shall offer any eligible new subscriber the opportunity to enter into a deferred payment arrangement for the remaining installation charges. Eligible new subscribers shall be given no less than six months to retire the remaining installation charges, and the LEC shall refrain from applying interest charges to such amounts.

## Section 757.105 Recovery Mechanism

Costs incurred as a result of providing service under Section 757.100 shall be recovered in the following manner:

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- a) The LEC's shall recover the entire amount of the installation charge waivers provided to all eligible new subscribers from funds provided by the NECA through the Lifeline Connection Assistance program.
- b) The LEC's shall recover all interest charges, up to \$200, waived as a result of deferred payment arrangements on those charges not covered by the installation waiver from funds provided by the NECA through the Lifeline Connection Assistance program.

## Section 757.110 Publicity

LEC's shall publicize the Program in all exchanges. Publicity shall include, but not be limited to:

- a) Periodic news releases promoting the Program employing radio, television or newspapers in each LEC's service territory. Such releases shall occur once every three months during the first year of the plan, and at least once a year thereafter.
- b) Written notification of the Program to the agency directors of the Illinois Department of Public Aid, the Illinois Department on Aging, and the Illinois Department of Children and Family Services, along with a request to publicize the program.

## Section 757.115 Application Procedure and Processing

- a) LEC's shall be responsible for processing all Lifeline applications.
- b) Lifeline application forms shall be made available at all LEC customer service centers.
- c) Presentation of a current medical card by an applicant upon completion of the Lifeline application shall constitute proof of income eligibility. Further certification by the Department shall not be required.

## Section 757.120 Filing Requirements

- a) Within 90 days of the effective date of this Part, LEC's shall file with the Commission a tariff pursuant to Section 13-501 of the Act for the provision of the Lifeline 50% waiver of the subscriber installation charge as provided in Section 757.100(a).



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## NOTICE OF PROPOSED RULES

- b) Each LEC shall maintain the data and information necessary to provide the information required in Exhibit A. Quarterly reports providing the information specified in Exhibit A shall be filed with the Chief Clerk of the Commission and the UTSAP Administrator within 30 days of each calendar quarter's end. In addition, LEC's shall maintain supporting documentation in such a manner as to be able to readily identify the expenses detailed in Section D of Exhibit A in appropriate subaccounts. (See 83 Ill. Adm. Code 710.)

## Section 757.125 Eligibility

- a) In order to be eligible to receive benefits under the Lifeline Connection Assistance program, an individual must:

- 1) Participate in a proxy program as defined in this Part;
- 2) Not be a dependent for federal income tax purposes, unless the applicant is more than 60 years of age (see 26 U.S.C. 152).
- b) Benefits available under the Lifeline Connection Assistance program shall be applied to one access line only at the principal place of residence of the eligible new subscriber.
- c) Lifeline Connection Assistance program benefits shall be delivered in the name of the individual receiving assistance from one of the proxy programs defined in Section 757.10.

## Section 757.130 Income Certification

- a) Upon the initiation of the Lifeline Connection Assistance program, the LEC's shall conduct a mass mailing. Such a mailing shall include a certification card and shall be directed to those individuals receiving assistance from one of the proxy programs defined in Section 757.10. Once an individual receives the certification card, that individual shall be responsible for:

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED RULES

- 1) Completion of the certification card; and
- 2) Return of the certification card to the relevant LEC within 90 days from the date of the card's issuance.
- b) On an ongoing basis, certification of eligibility shall be determined in the following manner:
  - 1) Where customer service centers exist, certification of eligibility shall be determined by the LEC. In such instances, presentation of a current medical card by the applicant shall be sufficient to confirm income eligibility.
  - 2) The LEC's shall also take applications over the telephone or by letter. In such instances, verifications of eligibility by the LEC's shall be conducted in cooperation with the Department.
  - 3) The applicant shall be solely responsible for establishing eligibility in one or more of the proxy programs through the Department. Where LEC's find that an applicant's name is not shown on the Department's master records, the applicant will be advised to contact the Department to verify or establish eligibility.
  - 4) Applications for the installation waiver shall be processed and certified within 14 days from the date the application was received by the LEC.
- c) In the event an applicant takes exception to the eligibility status as determined by the LEC, the LEC shall advise the applicant of the proper dispute procedures as outlined in Section 757.15.

## SUBPART C: UNIVERSAL TELEPHONE SERVICE ASSISTANCE PROGRAM

## Section 757.200 Service Requirement

- a) Within 90 days of the effective date of this Part, each LEC shall participate in the Universal Telephone Service Assistance Program (UTSAP) as required and authorized by Section 13-301.1 of the Public Utilities Act (P.A. 87-750, effective September 26, 1991) and as ordered by the Commission. All voluntary contributions received by a LEC under Section 757.205 from the date of initial

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participation until a determination is made by the Commission under Section 757.200(b) shall be forwarded to the UTSAP Administrator consistent with the provisions of Section 757.210(d). The UTSAP Administrator shall invest these funds in securities backed by the United States government.

- b) Nine months from the effective date of this Part, and every six months thereafter from the date of the first order and every order thereafter, the UTSAP Administrator shall file with the Commission a petition requesting the Commission to determine the amount of supplemental assistance, if any, the LEC's shall provide each eligible new subscriber or eligible subscriber under the programs set forth in Section 757.200(c). The petition shall contain recommendations of the UTSAP Administrator (Section 757.215(e)(6)) and shall be filed along with the reports required by Sections 757.210(d), 757.215(e)(4) and 757.245(b) and 757.245(c). The Commission, after notice and hearing, shall determine, subject to the availability of funds, the amount of supplemental assistance, if any, the LEC's shall provide each eligible new subscriber or eligible subscriber under the programs set forth in Section 757.200(c).

- c) The UTSAP will supplement the assistance provided by the Lifeline Connection Assistance Program as described in Subpart B through:

- 1) additional waiver of the initial telephone service installation charges beyond those provided in Section 757.100(b) for eligible new subscribers;
- 2) a waiver of all or a portion of the local exchange service obligation of eligible subscribers or eligible new subscribers; or
- 3) a combination of both (1) and (2) as ordered by the Commission under subsections (b) and (d).

- d) The Commission, on its own motion, or based upon a petition filed by the UTSAP Administrator, may order the LEC's to temporarily suspend payment of or temporarily reduce the amount of the supplemental assistance provided under the programs set forth in Section 757.200(c), if the total program costs exceed, or will exceed, the funds available from contributions specified in Section 757.205. If the Commission suspends or reduces the

## ILLINOIS COMMERCE COMMISSION

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amount of payments under this Section, the Commission, after notice and hearings, shall determine, subject to the availability of funds, the amount of supplemental assistance, if any, the LEC's shall provide each eligible new subscriber or eligible subscriber under the programs set forth in Sections 757.200(c).

## Section 757.205 UTSAP Funding

- a) All funding for UTSAP will be by voluntary contributions.
- b) Customers wishing to participate in the funding of UTSAP may do so by electing to contribute, on a monthly basis, a fixed amount to be included by the LEC on the customer's monthly bill. This contribution shall not reduce the customer's total amount due for telephone services or other charges appearing on the bill.
- c) Residential customers may elect to contribute either \$.50, \$1.00, \$2.00 or \$5.00 per month. Business customers may elect to contribute \$1.00, \$5.00, \$10.00 or \$25.00 per month. Contributions will be collected on a recurring basis each month from the customer's bill remittance and will be reported and transferred to the UTSAP Administrator as specified in Section 757.210(d).
- d) Customers may elect to discontinue or change the amount of the monthly contribution on their bill at any time upon providing at least 30 days notice to the LEC.
- e) LEC's shall provide customers the ability and the opportunity to make the elections referred to in subsections (b), (c) and (d) on their monthly bills.
- f) Failure by the customer in any month to remit the entire billed amount shall reduce the UTSAP contribution accordingly.
- g) One time or periodic contributions in excess of those amounts shown in subsection (d) above shall be made directly to the UTSAP Administrator.
- h) There are no other funding requirements on any party or individual for UTSAP above and beyond those shown in this Section.



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## Section 757.210 UTSAP Recovery

Costs incurred as a result of providing service under Section 757.200 shall be recovered in the following manner:

- a) The LEC's shall recover the waivers provided to participants for local exchange service obligations and any additional waivers of the initial telephone service installation charge as specified in Section 757.200 from the voluntary UTSAP contributions.
- b) The LEC's shall be allowed to recover their administrative costs associated with the Lifeline Connection Assistance Program and with the UTSAP from the voluntary UTSAP contributions. Such administrative costs will be reported to the Commission and the UTSAP Administrator on a quarterly basis through the reports in the form of Exhibit A.
- c) Each LEC will recover any negative amounts (costs exceed contributions) from the UTSAP administrator or will forward any positive amounts (contributions exceed costs) to the UTSAP Administrator. The monthly report shall be in the form of Exhibit B. Each LEC shall report monthly to the UTSAP Administrator:
  - 1) the total UTSAP contributions billed, less adjustments for previous months UTSAP contributions billed but not collected;
  - 2) the total amount of local exchange service obligations waived;
  - 3) the amount of the additional waivers of the initial telephone service installation charges as specified in Section 757.200; and
  - 4) any allowable administrative expenses as specified in Section 757.210(c).
- d) Costs of the UTSAP Administrator and its functions will be recovered from the UTSAP contributions before any other payments are made under the plan.
- e) Subject to its jurisdiction, the Commission may examine at any time the reasonableness of the LEC's costs incurred solely because of participation in UTSAP. If the Commission determines, after notice and hearing, that

## ILLINOIS COMMERCE COMMISSION

## NOTICE OF PROPOSED RULES

## Section 757.215 UTSAP Administrator

such expenditures are not reasonable, the LEC shall remit the amounts determined not to be reasonable to the UTSAP Administrator.

- a) Within 60 days of the effective date of this Part, the LEC's shall form the Universal Telephone Assistance Corporation (UTAC), whose members are Illinois LEC's, as an Illinois not-for-profit corporation, as defined in the General Not-For-Profit Corporation Act (Ill. Rev. Statutes 1989, ch. 32, pars. 163a et. seq.), to be the UTSAP Administrator.
- b) The LEC's shall prepare and submit to the Commission for its approval proposed Articles of Incorporation and Bylaws and initial members of a Board of Directors for the UTAC prior to submission to the Secretary of State of the State of Illinois.
- c) The UTAC shall file an application for federal income tax exempt status.
- d) The UTAC Board will consist of 9 members. There shall be three classes of directors: one class consisting of 5 directors which shall be elected from five or more nominations made by the LEC's, one class consisting of two directors which shall be elected from two or more nominations made by the Office of Public Counsel and the Citizens Utility Board, and one class consisting of two directors which shall be elected from two or more nominations made by the National People's Action, the Community Action for Fair Utility Practice, and the South Austin Coalition Community Council. The directors of all three classes shall be elected by a vote of the members of UTAC.
- e) The responsibilities of the UTAC, as the UTSAP Administrator, shall be:
  - 1) to administer a statewide UTSAP pool to which all LEC's will report UTSAP contributions and expenses.
  - 2) to collect monthly the excess funds from those LEC's whose revenues collected from UTSAP contributions exceed their UTSAP costs, as reported by the LEC's to the UTSAP Administrator in the form of Exhibit B.

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- 3) to reimburse monthly the revenue shortfalls to those LEC's whose UTSAP costs exceed revenues collected from UTSAP contributions, as reported by the LEC's to the UTSAP Administrator in the form of Exhibit B.
- 4) to make quarterly reports to the Commission as detailed in Exhibit C.
- 5) to advise the Commission at any time that the total program costs exceed or will exceed the total contributions, so that the Commission may consider suspending any UTSAP programs or reducing the amount of assistance until such time as there are sufficient funds available to offset the costs.
- 6) to assess the total UTSAP costs and the total UTSAP revenues and to petition the Commission pursuant to Section 757.200(b) and Section 757.200(d) for the purpose of recommending any changes in the waiver amounts, the establishment of any new UTSAP programs, or the discontinuance of any existing programs.
- 7) to provide any external promotion and advertising of the Lifeline Connection Assistance Program and the UTSAP beyond that specified in Section 757.110 and Section 757.220.
- f) The UTAC, with Board approval, may contract with an outside agency to establish and maintain the UTSAP pooling function. The UTAC shall obtain Commission approval of any such contract.
- g) The UTSAP Administrator shall request bids and seek Commission approval of all contracts exceeding \$10,000.

## Section 757.220 UTSAP Publicity

- a) Within 90 days of the effective date of this Part, each LEC will notify its customers that they may elect to participate in the funding of the UTSAP by electing to contribute, on a monthly basis, a fixed amount to be included in the monthly bills until canceled by the customer.

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- b) The customer notification specified in Section 757.220(a) will be in the form of an insert in the customer bill. The mailing will specify fixed monthly amounts from which customers wishing to contribute may choose. In addition, the mailing will contain a phone number, post card or a mailing address that the customer may use to contact the LEC in order to initiate monthly contribution billing.
- c) On an ongoing basis, at least once each quarter, the LEC's will continue to inform customers that they may contribute to UTSAP through bill inserts, news releases, LEC publications or other suitable means.
- d) LEC service representatives will inform customers that they may contribute to UTSAP on all contacts for new service installation or move of service within the LEC's territory.
- e) The publicity requirements shown in Section 757.110 will also apply to the UTSAP.

## Section 757.225 UTSAP Eligibility

- a) In order to be eligible to receive UTSAP benefits under Section 757.200, an individual must:
  - 1) Participate in one of the proxy programs as defined in this Part.
  - 2) Not be a dependent for income tax purposes unless he or she is more than 60 years of age (See 26 U.S.C. 152).
- b) Any waiver shall be available for one access line only, which shall be at the principal place of residence of the individual receiving assistance from one of the proxy programs set forth in Section 757.10.
- c) UTSAP program benefits shall be delivered in the name of an individual receiving assistance from one of the programs set forth in Section 757.225(a)(1).
- d) Should a UTSAP program be temporarily suspended at any time, existing program participants will retain their eligibility upon resumption of the program subject to the recertification conditions outlined in Section 757.240.



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- Section 757.230 UTSAP Application Procedure and Processing
- a) The LEC's shall be responsible for processing all UTSAP applications.
  - b) The UTSAP application procedures and processing shall be the same as those shown in Section 757.115.
- Section 757.235 UTSAP Income Certification
- a) The same income certification guidelines as shown in Section 757.130 will be applicable for the UTSAP.
  - b) The LEC shall place an individual in the UTSAP upon determination of eligibility.

## Section 757.240 Recertification

Recertification of a participant's eligibility for any LESOWP waiver provided under the UTSAP shall be conducted in the following manner:

- a) LEC's shall be responsible for recertification and shall conduct recertification through inquiry to the facilities maintained by the Department.
- b) Recertification shall be conducted no more than once every six months and no less than once a year.
- c) If a LEC determines upon recertification that a UTSAP participant is no longer eligible, the LEC shall provide the participant 30 days notice prior to terminating the participant from the UTSAP. Notice of such a determination shall be provided to the participant in writing, and shall provide the information specified in Exhibit E.

## Section 757.245 UTSAP Filing Requirements

- a) LEC's shall file with the Commission appropriate tariffs for the provision of an additional waiver of the initial telephone service installation charge and/or a LESOWP waiver pursuant to order(s) of the Commission authorizing such supplemental assistance programs.
- b) LEC's shall file, on a quarterly basis, reports containing the information specified in Exhibit A.

## ILLINOIS COMMERCE COMMISSION

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- c) The UTSAP Administrator shall file, on a quarterly basis, a report containing the information specified in Exhibit C.
- d) LEC's shall file, on a monthly basis, reports containing the information specified in Exhibit B.
- e) The UTSAP Administrator shall file with the Commission copies of the minutes of all meetings of the Board of Directors of UTAC.

## SUBPART D: STAFF LIAISON

## Section 757.300 Staff Liaison

- a) The Executive Director of the Illinois Commerce Commission shall appoint one Staff member to act as Staff Liaison to the programs provided under this Part. The Staff Liaison shall serve as contact person, advisor, and monitor of the UTSAP Administrator and low-income residential customers.
- b) The UTSAP Administrator and the LEC's shall serve one copy of all filings, reports or other information provided to the Commission under this Part on the Staff Liaison.



Section 757.Exhibit A    LEC Quarterly Report to Commission

EXHIBIT A  
Page 1 of 7

Local Exchange Company

Exhibit A  
Page 2 of 7

Local Exchange Company: \_\_\_\_\_

STATUS OF THE LIFELINE CONNECTION ASSISTANCE PROGRAM

FOR CALENDAR QUARTER ENDING: \_\_\_\_\_

A)	APPLICATIONS		INSTALLATION WAIVED	
	MONTH	Received	Charges	Interest
1)	_____	_____	_____	_____
2)	_____	_____	_____	_____
3)	_____	_____	_____	_____
	Year-To-Date	_____	_____	_____

B) RECIPIENTS

Number of Persons Receiving Lifeline Connection Assistance  
Year-To-Date \_\_\_\_\_

STATUS OF LIFELINE EXPENDITURES

FOR CALENDAR QUARTER ENDING: \_\_\_\_\_

C) LIFELINE EXPENDITURE REPORT

		Current Year to Quarter Date*
1. Telecommunications Expenses		
a. Billing and Data Processing	\$ _____	\$ _____
b. Customer Notification and Bill Inserts	_____	_____
c. Certification Administration (LEC) and Contact Time	_____	_____
d. Certification Administration (IDPA)	_____	_____
e. Service Representative Training	_____	_____
f. Other, please specify _____	_____	_____
TOTALS	\$ _____	\$ _____
Less Cost Recovery Received	\$ _____	\$ _____
BALANCES	\$ _____	\$ _____

\* Includes Current Quarter

NOTE: Carriers shall maintain supporting documentation in such a manner as to be able to readily identify the above expenses in appropriate subaccounts.

Exhibit A  
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Local Exchange Company: \_\_\_\_\_

For Calendar Quarter Ending: \_\_\_\_\_

D) LEC ADMINISTRATIVE COSTS  
(Detail for Item (C)(1)(c) Above)

Administrative Costs and Contact Time	Current Quarter	Year to Date*
a. Supervision	\$ _____	\$ _____
b. Customer Records & Collections (Total of Lines 1-6 Below)	_____	_____
1. Salaries & Fringe Benefits	_____	_____
2. Materials	_____	_____
3. Postage	_____	_____
4. Transportation Expenses	_____	_____
5. Preprinted Forms	_____	_____
6. Other	_____	_____
c. Miscellaneous Customer Accounts	_____	_____
d. Administrative & General Salaries	_____	_____
e. General Office Supplies & Expenses	_____	_____
f. Outside Services Employed	_____	_____
TOTAL ADMINISTRATIVE COSTS	\$ _____	\$ _____

\* Includes Current Quarter

EXHIBIT A  
Page 4 of 7

Local Exchange Company: \_\_\_\_\_

STATUS OF THE UTSAP ADDITIONAL INSTALLATION CHARGE WAIVER

FOR CALENDAR QUARTER ENDING: \_\_\_\_\_

A)	MONTH	APPLICATIONS Received	ADDITIONAL INSTALLATION CHARGES WAIVED
1)	_____	_____	_____
2)	_____	_____	_____
3)	_____	_____	_____
	Year-To-Date	_____	_____
B) RECIPIENTS			
		Number of Persons Receiving Additional Installation Charge Waiver Assistance	_____
	Year-To-Date		_____



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NOTICE OF PROPOSED RULES

EXHIBIT A  
Page 5 of 7

Local Exchange Company: \_\_\_\_\_

STATUS OF THE LOCAL EXCHANGE SERVICE  
OBLIGATION WAIVER PROGRAM (LESOWP)

FOR CALENDAR QUARTER ENDING: \_\_\_\_\_

A) MONTH	APPLICATIONS Received	ADDITIONAL INSTALLATION CHARGES WAIVED
----------	--------------------------	---

1) _____	_____	_____
2) _____	_____	_____
3) _____	_____	_____
Year-To-Date _____	_____	_____

B) RECIPIENTS

Number of Persons Receiving LESOWP Assistance \_\_\_\_\_

Year-To-Date \_\_\_\_\_

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Exhibit A  
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C) UTSAP EXPENDITURE REPORT  
(EXCLUDING LIFELINE EXPENDITURES)

Current Year to  
Quarter Date\* \_\_\_\_\_

1. LESOWP Telecommunications Expense

a. Billing and Data Processing	\$ _____	\$ _____
b. Customer Notification and Bill Inserts	\$ _____	\$ _____
c. Certification Administration (LEC) and Contact Time	\$ _____	\$ _____
d. Certification Administration (IDPA)	\$ _____	\$ _____
e. Service Representative Training	\$ _____	\$ _____
f. Other, please specify _____	\$ _____	\$ _____
TOTALS	\$ _____	\$ _____
Less Cost Recovery Received	\$ _____	\$ _____
BALANCES	\$ _____	\$ _____

\* Includes Current Quarter

Local Exchange Company: \_\_\_\_\_

For Calendar Quarter Ending: \_\_\_\_\_

D) LEC ADMINISTRATIVE COSTS  
(Detail for Item (C)(1)(c) Above)

Administrative Costs and Contact Time	Current Quarter	Year to Date*
a. Supervision	\$ _____	\$ _____
b. Customer Records & Collections (Total Lines 1-6 Below)	_____	_____
1. Salaries & Fringe Benefits	_____	_____
2. Materials	_____	_____
3. Postage	_____	_____
4. Transportation Expenses	_____	_____
5. Preprinted Forms	_____	_____
6. Other	_____	_____
c. Miscellaneous Customer Accounts	_____	_____
d. Administrative & General Salaries	_____	_____
e. General Office Supplies & Expenses	_____	_____
f. Outside Services Employed	_____	_____
TOTAL ADMINISTRATIVE COSTS	\$ _____	\$ _____

\*Includes Current Quarter

Monthly LEC Cost/Revenue Reporting Form

LEC \_\_\_\_\_

Month \_\_\_\_\_

Revenues:

a) Total Contributions Billed \_\_\_\_\_

b) Less Uncollectible Contributions from previous months \_\_\_\_\_

c) Total Revenues \_\_\_\_\_

Costs:

a) Total Additional Installation Charges Waived \_\_\_\_\_

b) Total LESOWP Waivers \_\_\_\_\_

c) Administrative Costs \_\_\_\_\_

d) Total Costs \_\_\_\_\_

Amount Due from UTSAP Administrator (Costs exceed Revenues) or: \_\_\_\_\_

Amount to be Remitted to UTSAP Administrator (Revenues exceed Costs) \_\_\_\_\_



Section 757.Exhibit C Quarterly UTSAP Administrator Report to Commission

Section 757.Exhibit D LESOWP Recertification Ineligibility Notice

Exhibit C

Exhibit D

Page 1 of 2

Quarterly UTSAP Administrator Report

For Calendar Quarter Ending \_\_\_\_\_

1. Balance in Pool at Beginning of Quarter \_\_\_\_\_

Total Contributions to UTSAP

a) Billed by LEC's \_\_\_\_\_

b) Directly to UTSAP Administrator \_\_\_\_\_

c) Sub-Total \_\_\_\_\_

d) Less Uncollected Contributions \_\_\_\_\_

2. Total Contributions \_\_\_\_\_

LEC (UTILITY) NAME \_\_\_\_\_

LEC PHONE # \_\_\_\_\_

Customer Name \_\_\_\_\_

Address \_\_\_\_\_

City, State, Zip \_\_\_\_\_

Phone Number \_\_\_\_\_

Account Number \_\_\_\_\_

Total Costs

a) LEC Additional Installation Charge Waivers \_\_\_\_\_

b) LESOWP Waivers \_\_\_\_\_

c) LEC Administrative Expenses \_\_\_\_\_

d) UTSAP Administrator Expenses \_\_\_\_\_

3. Total Costs \_\_\_\_\_

4. Balance in Pool at End of Quarter (Line 1 plus Line 2 minus Line 3) \_\_\_\_\_

The Illinois Department of Public Aid no longer shows that you are receiving benefits under one of the following programs:

Aid to Families with Dependent Children (AFDC)

Aid to the Aged, Blind and Disabled (AABD)

General Assistance in Chicago (GA)

Refugee/Repatriate Programs,

Food Stamps, or

Select Medical Assistance programs

You will therefore be removed from the Local Exchange Service Obligation Waiver Program (LESOWP) and no longer receive monthly credits toward your bill under the LESOWP on or after (Date) \_\_\_\_\_.

TO AVOID REMOVAL IF YOU ARE STILL RECEIVING BENEFITS

1. If you are still receiving benefits under one of the above listed programs, call the Department of Public Aid.
2. If the Department has your name of the master computer list, then call your LEC.

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Exhibit D  
Page 2 of 2

IF YOU NEED TO REAPPLY

1. If you reapply for public assistance benefits and the Department grants your application before (Date) \_\_\_\_\_, call your LEC to have your eligibility checked.
2. If your application is granted by the Department after (Date) \_\_\_\_\_, you can reapply for the LESOWP benefits by calling your LEC.
3. There will be no retroactive LESOWP benefits between the time that your benefits are discontinued and the time that your application is approved.

REMOVAL IN ERROR

If you believe that the Department of Public Aid has improperly terminated you from one of the listed programs, you must resolve this with the Department.

If your Public Aid benefits are continued while the dispute is pending, your LESOWP benefits will also be continued.

If your Public Aid Benefits are not continued while the dispute with the Department is pending, you will not receive LESOWP benefits until you have won your appeal.

Call your LEC to let them know if your benefits are being continued and/or if you have won your appeal.

There will be no retroactive LESOWP benefits between the time that your benefits are discontinued and the time that your application is approved.

Section 757.Exhibit E Telephone Assistance Programs Certification Form

Exhibit E

TELEPHONE ASSISTANCE PROGRAMS  
CERTIFICATION FORM

NAME \_\_\_\_\_ Date Issued \_\_\_\_/\_\_\_\_/\_\_\_\_

ADDRESS \_\_\_\_\_ APARTMENT \_\_\_\_\_

CITY \_\_\_\_\_ ZIP CODE \_\_\_\_\_

COUNTY \_\_\_\_\_ AGE \_\_\_\_\_

1. Are you claimed by someone else as a dependent for federal income tax purposes?  
YES ☐ NO ☐
2. Have you lived at your present address without telephone service for at least three months?  
YES ☐ NO ☐
3. Have you previously received Link-Up America assistance within the last two years?  
YES ☐ NO ☐
4. Are you still a participant as of this date of application in one of the following State of Illinois Assistance Programs?

Aid to Families with Dependent Children (AFDC)  
Aid to the Aged, Blind, and Disabled (AABD)  
General Assistance (GA)  
Refugee Repatriate Programs (RRA)  
Medical Assistance

YES ☐ NO ☐

Food Stamps

YES ☐ NO ☐

SIGNED \_\_\_\_\_ DATE \_\_\_\_\_



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

1) HEADING OF THE PART: Sport Fishing Regulations for the Waters of Illinois

2) CODE CITATION: 17 Ill. Adm. Code 810

3) SECTION NUMBERS:  
810.45  
PROPOSED ACTION:  
Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Sections 1.4, 1.5, 1.10, 2.1, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10, 3.12, 3.14, 3.18, 3.19, 4.11, 5.1, 5.7, and 6.1 of the Fish Code of 1971 (Ill. Rev. Stat. 1991, ch. 56, pars. 1.4, 1.5, 1.10, 2.1, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10, 3.12, 3.14, 3.18, 3.19, 4.11, 5.1, 5.7, and 6.1)

5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED:  
Due to the results of a September 1991 survey at Clinton Lake, amendments are being filed on Section 810.45. Based upon the survey and expected growth, almost the entire crappie population at Clinton Lake will be over the 9 inch limit this spring when the major portion of crappie will be harvested. The crappie population would be severely decimated without further protection. These amendments will reduce the daily creel limit of white, black or hybrid crappie from 25 to 15 and increase the minimum length limit from 9" to 10".

6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? Yes

Section Numbers    Proposed Action    Illinois Register Citation  
810.45                    Amendments            16 Ill. Reg. 6016, 4/10/92

7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

8) DO THESE PROPOSED AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No

9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART?  
No

10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.

11) TIME, PLACE AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Don Woods  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: Not Applicable  
THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

**TITLE 17: CONSERVATION**  
**CHAPTER 1: DEPARTMENT OF CONSERVATION**  
**SUBCHAPTER b: FISH AND WILDLIFE**

**PART 810  
SPORT FISHING REGULATIONS FOR THE WATERS OF ILLINOIS**

Section	
810.10	Sale of Fish and Fishing Seasons
810.20	Snagging
810.30	Pole and Line Fishing Only (Repealed)
810.35	Statewide Sportfishing Regulations - Daily Catch and Size Limits
810.37	Definitions for Site Specific Sportfishing Regulations
810.40	Daily Catch and Size Limits (Repealed)
810.45	Site Specific Water Area Regulations
810.50	Bait Fishing
810.60	Bullfrogs
810.70	Free Fishing Days
810.80	Emergency Protective Regulations
810.90	Fishing Tournament Permits
810.100	Bed Protection

**AUTHORITY:** Implementing and authorized by Sections 1.4, 1.5, 1.10, 2.1, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10, 3.12, 3.14, 3.18, 3.19, 4.11, 5.1, 5.7, and 6.1 of the Fish Code of 1971 (III. Rev. Stat. 1991, ch. 56, pars. 1.4, 1.5, 1.10, 2.1, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.9, 3.10, 3.12, 3.14, 3.18, 3.19, 4.11, 5.1, 5.7, and 6.1)

SOURCE: Adopted at 5 III. Reg. 751, effective January 8, 1981; codified at 5 III. Reg. 10647; amended at 6 III. Reg. 342, effective December 23, 1981; amended at 6 III. Reg. 7411, effective June 11, 1982; 23, 1984; amended at 7 III. Reg. 209, effective December 22, 1982; amended at 8 III. Reg. 1564, effective January February 26, 1985; emergency amendments at 9 III. Reg. 16769, effective August 30, 1984; amended at 9 III. Reg. 2316, effective maximum of 150 days; emergency amendments at 9 III. Reg. 3225, effective March 13, 1985, for a maximum of 150 days; emergency expired August 10, 1985; amended at 9 III. Reg. 6181, effective April 24, 1985; amended at 9 III. Reg. 14291, effective September 5, 1985; amended at 10 III. Reg. 4835, 5306, effective March 8, 1988; emergency amendments at 11 III. Reg. 4838, effective March 10, 1987; amended at 10 III. Reg. 4835, a maximum of 150 days; emergency amendments at 12 III. Reg. 6981, effective April 4, 1988, for a maximum of 150 days; emergency expired September 1, 1988; emergency amendments at 12 III. Reg. 10825, effective June 7, 1988, for a maximum of 150 days; emergency expired November 4, 1988; amended at 12 III. Reg. 15082, effective September 27, 1988; amended at 13 III. Reg. 8419, effective May 19, 1988; emergency amendments at 13 III. Reg. 12643, effective July 14, 1989, for a maximum of 150 days; emergency expired December 11, 1989; emergency amendments at 13 III. Reg. 14085, effective September 4, 1989, for a maximum of 150 days; emergency expired February 1, 1990; emergency amendments at 13 III. Reg. 15118, effective September 11, 1989, for a maximum of 150 days; emergency expired February 8, 1990; amended at 14 III. Reg. 6164, effective April 17, 1990; emergency amendments at 14 III. Reg. 6865, effective April 17, 1990, for a maximum of 150 days; emergency expired September 19, 1990; amended at 14 III. Reg. 8558, effective May 21, 1990; amended at 14 III. Reg. 16863, effective October 1, 1990; amended at 15 III. Reg. 4699, effective March 18, 1991; emergency amendments at 15 III. Reg. 5430, effective March 27, 1991 for a maximum of 150 days; emergency amendments at 15 III. Reg. 5430, effective March 27, 1991 for a maximum of 150 days;

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**DEPARTMENT OF CONSERVATION**  
**NOTICE OF PROPOSED AMENDMENTS**

emergency expired August 24, 1991; amended at 15 Ill. Reg. 9977, effective June 24, 1991; amended at 15 Ill. Reg. 13847, effective September 3, 1991; amended at 16 Ill. Reg. 5267, effective March 20, 1992; emergency amendments at 16 Ill. Reg. 6016, effective March 25, 1992 for a maximum of 150 days; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 810.45 Site Specific Water Area Regulations

Fishing regulations, including species of fish, fishing methods and daily catch limits are listed for each water area. The numbers in parenthesis refer to the corresponding numbered definitions in Section 810.37 of this Part. If a water area is not listed or if a specific species is not listed, then state-wide restrictions apply. Check the bulletin boards at the specific site for any emergency changes to regulations.

<p>Allison Lake, City of Allison Logan County</p> <p>All Fish Channel Catfish</p>	<p>- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit</p>
<p>Andover Lake, City of Andover Henry County</p> <p>Channel Catfish</p>	<p>- 6 Fish Daily Creel Limit</p>
<p>Argyle Lake, Argyle Lake State Park McDonough County</p> <p>All Fish Channel Catfish Large or Smallmouth Bass (14)</p>	<p>- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 1 Fish &gt; 15" &amp;/or 5 &lt; 12" Daily (12)</p>
<p>Ashland City Reservoir, City of Ashland Cass County</p> <p>All Fish Channel Catfish Large or Smallmouth Bass</p>	<p>- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 15" Minimum Length Limit</p>
<p>Ashley Reservoir, City of Ashley Washington County</p> <p>All Fish Channel Catfish Large or Smallmouth Bass</p>	<p>- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 15" Minimum Length Limit</p>
<p>Auburn Park Lagoon, Chicago Park District Cook County</p> <p>All Fish Channel Catfish Large or Smallmouth Bass</p>	<p>- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 15" Minimum Length Limit</p>
<p>Baker Lake, City of Peru LaSalle County</p> <p>Channel Catfish</p>	<p>- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit</p>



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- All Fish - 2 Pole and Line Fishing Only (1)  
 Bluegill or Redear Sunfish - 10 Fish Daily Creel Limit  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

## Baldwin Lake, Baldwin Lake Conservation Area

- Randolph County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Large or Smallmouth Bass - 18" Minimum Length Limit  
 Striped, White, or Hybrid - 17" Minimum Length Limit  
 Striped Bass - 3 Fish Daily Creel Limit  
 Striped, White, or Hybrid - 25 Fish Daily Creel Limit  
 White, Black, or Hybrid - 9" Minimum Length Limit  
 White, Black, or Hybrid - 9" Minimum Length Limit  
 Crappie

## Banana Lake, Lake County Forest Preserve District

- Lake County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 15" Minimum Length Limit

Banner Marsh Lake & Ponds, Banner Marsh State Fish and Wildlife Area  
Peoria/Fulton Counties

- All Fish - 2 Pole and Line Fishing Only (1)(7)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Walleye, Sauger, or Hybrid - 14" Minimum Length Limit  
 Walleye

## Bay Creek Lake, U.S. Forest Service

- Pope County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## Beall Woods Lake, Beall Woods Conservation Area

- Wabash County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 15" Minimum Length Limit

## Beaver Dam Lake, Beaver Dam State Park

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- Macoupin County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 15" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

## White, Black, or Hybrid

- Crappie (15) - 10 Fish Daily Creel Limit  
 White, Black, or Hybrid - 9" Minimum Length Limit  
 Crappie

## Borah Lake, City of Olney

- Richland County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit

Braidwood-Mazonia Lakes and Ponds, Mazonia-Braidwood State Fish and Wildlife Area  
Grundy/Will County

- All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 15" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
 Striped, White, or Hybrid - 17" Minimum Length Limit  
 Striped Bass - 3 Fish Daily Creel Limit  
 Striped, White, or Hybrid - 14" Minimum Length Limit  
 Striped Bass (16) - 10 Fish Daily Creel Limit  
 Walleye, Sauger, or Hybrid - 10 Fish Daily Creel Limit  
 Walleye - 14" Minimum Length Limit  
 White, Black, or Hybrid - 10 Fish Daily Creel Limit  
 Crappie (15)

## Buckner City Reservoir, City of Buckner

- Franklin County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## Bunker Hill Lake, City of Bunker Hill

- Macoupin County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## Burrells Wood Park Pond

- White County  
 Channel Catfish - 6 Fish Daily Creel Limit

## Busse Lake, Cook County Forest Preserve



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Cook County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Walleye, Sauger, or Hybrid - 16" Minimum Length Limit  
 Walleye

## Carlyle Lake (20), U.S. Army Corps of Engineers

Clinton County  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Walleye, Sauger, or Hybrid - 14" Minimum Length Limit  
 Walleye  
 White, Black, or Hybrid - 10 Fish Daily Creel Limit  
 Crappie (15)  
 White, Black, or Hybrid - 10" Minimum Length Limit  
 Crappie

## Carthage Lake, City of Carthage

Hancock County  
 Channel Catfish - 6 Fish Daily Creel Limit

## Cedar Lake, U.S. Forest Service and City of Carbondale

Jackson County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Large or Smallmouth Bass - 15" Minimum Length Limit  
 Striped, White, or Hybrid  
 Striped Bass - 17" Minimum Length Limit  
 Striped, White, or Hybrid - 3 Fish Daily Creel Limit  
 Striped Bass (16)  
 Walleye, Sauger, or Hybrid - 14" Minimum Length Limit  
 Walleye

## Centralia Lake, City of Centralia

Marion County  
 Large or Smallmouth Bass - 15" Minimum Length Limit

## Charleston Lower Channel Lake, City of Charleston

Coles County  
 All Fish - 2 Pole and Line Fishing Only (1)

## Charleston Side Channel Lake, City of Charleston

Coles County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Striped, White, or Hybrid  
 Striped Bass - 17" Minimum Length Limit  
 Striped, White, or Hybrid - 3 Fish Daily Creel Limit  
 Striped Bass (16)

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

## Charlie Brown Lake &amp; Pond, City of Flora

Clay County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit

## Citizen's Lake, State of Illinois

Warren County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

## Clinton Lake, Clinton Lake State Recreation Area

DeWitt County  
 All Fish - 2 Pole and Line Fishing Only (1)(18)  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Striped, White, or Hybrid  
 Striped Bass - 17" Minimum Length Limit  
 Striped, White, or Hybrid  
 Striped Bass (16) - 3 Fish Daily Creel Limit  
 Walleye or Sauger - 14" Minimum Length Limit  
 White, Black, or Hybrid  
 Crappie (15) - 2515 Fish Daily Creel Limit  
 White, Black, or Hybrid - 9210" Minimum Length Limit  
 Crappie

## Coal Creek Fish and Wildlife Area, State of Illinois

Bureau County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit

## Coffee Lake, Coffee Lake State Fish and Wildlife Area

Montgomery County  
 Large or Smallmouth Bass - 15" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
 White, Black, or Hybrid  
 Crappie (15) - 10 Fish Daily Creel Limit  
 White, Black, or Hybrid - 9" Minimum Length Limit  
 Crappie

## Coles County Airport Lake, Coles County Airport

Coles County

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit

## Columbus Park Lagoon, Chicago Park District

Cook County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## Cook Co. F.P.D. Lakes, Cook County Forest Preserve District

Cook County  
 All Fish - 2 Pole and Line Fishing Only (1)

## Coulterville City Lake, City of Coulterville

Randolph County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## Crab Orchard Lake, Crab Orchard National Wildlife Refuge

Williamson County  
 All Fish - 2 Pole and Line Fishing Only (1)(4)  
 Striped, White, or Hybrid - 10 Creel/3 Fish 17" or Longer Daily (17)  
 Striped Bass (16)

## Crab Orchard Lake &amp; Refuge Ponds (except Visitor Pond), Crab Orchard National Wildlife Refuge

Williamson County  
 Large or Smallmouth Bass - 15" Minimum Length Limit

## Crawford Co. Cons. Area Ponds, Crawford County Conservation Area

Crawford County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 15" Minimum Length Limit

## Dawson Lake &amp; Park Ponds, Moraine View State Park

McLean County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 15" Minimum Length Limit  
 Walleye, Sauger, or Hybrid - 14" Minimum Length Limit  
 Walleye

## Decatur Park Dist. Ponds, City of Decatur

Macon County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## Defiance Lake, Moraine Hills State Park

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

McHenry County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

## Devil's Kitchen Lake, U.S. Fish and Wildlife Service

Williamson County  
 All Fish - 2 Pole and Line Fishing Only (1)

## Dolan Lake, Hamilton County Conservation Area

Hamilton County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 14" Minimum Length Limit  
 Walleye, Sauger, or Hybrid - 14" Minimum Length Limit  
 Walleye

## Douglas Park Lagoon, Chicago Park District

Cook County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## Dutchman Lake, Shawnee National Forest

Johnson County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit

## East Fork Lake, City of Olney

Richland County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit  
 Large or Smallmouth Bass - 12-15" Slot Length Limit (3)  
 Walleye, Sauger, or Hybrid - 14" Minimum Length Limit  
 Walleye - 25 Fish Daily Creel Limit  
 White, Black, or Hybrid - 25 Fish Daily Creel Limit  
 Crappie (15)

## Evergreen Lake, City of Bloomington

McLean County  
 Large or Smallmouth Bass - 15" Minimum Length Limit  
 Pure Muskellunge - 38" Minimum Length Limit

## Ferne Clyffe Lake, Ferne Clyffe State Park

Johnson County  
 All Fish - 2 Pole and Line Fishing Only (1)  
 Channel Catfish - 6 Fish Daily Creel Limit



## DEPARTMENT OF CONSERVATION

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Forbes State Lake, Stephen A. Forbes State Park Marion County	Striped, White, or Hybrid Striped Bass Striped, White, or Hybrid Striped Bass (16)	- 17" Minimum Length Limit - 3 Fish Daily Creel Limit
Forbes State Lake & Ponds, Stephen A. Forbes State Park Marion County	All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1)(6) - 6 Fish Daily Creel Limit - 14" Minimum Length Limit
Forest Park Lagoon, City of Shelbyville Shelby County	All Fish Channel Catfish	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit
Four Lakes, Winnebago County Forest Preserve Winnebago County	All Fish Channel Catfish	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit
Fox Chain O'Lakes, State of Illinois Lake County	Large or Smallmouth Bass Pure Muskellunge Walleye, Sauger, or Hybrid Walleye Walleye, Sauger, or Hybrid Walleye (14)	- 14" Minimum Length Limit (6) - 36" Minimum Length Limit - 18" Minimum Length Limit (6) - 3 Fish Daily Creel Limit
Frank Holten Lakes, Frank Holten State Park St. Clair County	All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 14" Minimum Length Limit
Franklin Creek, Franklin Creek State Natural Area Lee County	All Fish	- 2 Pole and Line Fishing Only (1)(6)
Gale Lake, Village of East Galesburg Knox County	All Fish Bluegill or Redear Sunfish (14) Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 10 Fish Daily Creel Limit - 6 Fish Daily Creel Limit - 15" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Garfield Park Lagoon, Chicago Park District		
Cook County		
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Gebhard Woods Ponds, Gebhard Woods State Park		
Grundy County		
All Fish	-	2 Pole and Line Fishing Only (1)
Gillespie New City Lake, City of Gillespie		
Macoupin County		
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	12-15" Slot Length Limit (3)
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Gillespie Old City Lake, City of Gillespie		
Macoupin County		
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	15" Minimum Length Limit
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Gladstone Lake, Henderson County Conservation Area		
Henderson County		
All Fish	-	2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	-	10 Fish Daily Creel Limit
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	12-15" Slot Length Limit (3)
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Glen Shoals Lake, City of Hillsboro		
Montgomery County		
Large or Smallmouth Bass	-	15" Minimum Length Limit
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Striped, White, or Hybrid	-	17" Minimum Length Limit
Striped, White, or Hybrid	-	3 Fish Daily Creel Limit
Striped Bass (16)		
Gompers Park Lagoon, Chicago Park District		
Cook County		
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Gordon F. More Park Lake, City of Alton		
Madison County		

DEPARTMENT OF CONSERVATION  
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Multiple Counties  
All Fish - 2 Pole and Line Fishing Only (1)(13)  
Large or Smallmouth Bass - 14" Minimum Length Limit  
Walleye, Sauger, or Hybrid - 14" Minimum Length Limit  
Walleye - 14" Minimum Length Limit

Herrick Lake, DuPage County Forest Preserve District  
DuPage County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Hidden Springs State Forest Ponds, Hidden Springs State Forest  
Shelby County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Highland Old City Lake, City of Highland  
Madison County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Hillsboro Old City Lake, City of Hillsboro  
Montgomery County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 12-15" Slot Length Limit (3)

Homer Lake, Champaign County Forest Preserve District  
Champaign County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Hornel Ponds, Donnelly State Fish and Wildlife Area  
Bureau County  
All Fish - 2 Pole and Line Fishing Only (1)(19)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Horsehoe Lake-Alexander Co., Horsehoe Lake Conservation Area  
Alexander County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Horton Lake, Nauvoo State Park  
Hancock County

DEPARTMENT OF CONSERVATION  
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Governor Bond Lake, City of Greenville  
Bond County  
All Fish - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 2 Fish <15" &/or 1 Fish >or= 15" Daily (25)

Large or Smallmouth Bass - 15" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
Striped, White, or Hybrid - 17" Minimum Length Limit  
Striped Bass - 3 Fish Daily Creel Limit  
Striped, White, or Hybrid - 3 Fish Daily Creel Limit  
Striped Bass (16)

Greenfield City Lake, City of Greenfield  
Green County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Greenville Old City Lake, City of Greenville  
Bond County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Harrisburg New City Reservoir, City of Harrisburg  
Saline County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Heidecke Lake, Heidecke Lake State Fish and Wildlife Area  
Grundy County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 18" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
Striped, White, or Hybrid - 10 Creel/3 Fish 17" or Longer Daily (17)  
Striped Bass - 22" Minimum Length Limit  
Walleye, Sauger, or Hybrid - 3 Fish Daily Creel Limit  
Walleye (14)

Hennepin Canal, Hennepin Canal Parkway State Park  
Multiple Counties  
All Fish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass - 14" Minimum Length Limit

Hennepin Canal-Mainline & Feeder, Hennepin Canal Parkway State Park



DEPARTMENT OF CONSERVATION  
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All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Humbolt Park Lagoon, Chicago Park District	
Cook County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Ill. Dept. of Transportation Lake, State of Illinois	
Sangamon County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Illinois & Michigan Canal, State of Illinois	
Grundy/LeSalle Counties	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Illinois Beach State Park Ponds, Illinois Beach State Park	
Lake County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Jackson Park (Columbia Basin) Lagoon, Chicago Park District	
Cook County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Johnson Sauk Trail Lake & Pond, Johnson Sauk Trail State Park	
Henry County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	
-	- 14" Minimum Length Limit
Jones Park Lake, City of East St. Louis	
St. Clair County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Jones State Lake, Saline County Conservation Area	
Saline County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	
-	- 14" Minimum Length Limit
Jubilee College State Park Ponds, Jubilee College State Park	
Peoria County	
All Fish	- 2 Pole and Line Fishing Only (1)

DEPARTMENT OF CONSERVATION  
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Channel Catfish	- 6 Fish Daily Creel Limit
Kaskaskia River & all tributaries, State of Illinois	
Multiple Counties	
Walleye, Sauger, or Hybrid	- 14" Minimum Length Limit
Walleye	- 14" Minimum Length Limit
Kendall Co. Lake #1, Kendall County Forest Preserve District	
Kendall County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	
-	- 14" Minimum Length Limit
Large or Smallmouth Bass (14)	
-	- 3 Fish Daily Creel Limit
Kickapoo State Park Lakes & Ponds, Kickapoo State Park	
Vermilion County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Kinkaid Lake, Kinkaid Lake State Fish and Wildlife Area	
Jackson County	
Large or Smallmouth Bass	
-	- 18" Minimum Length Limit
Pure Muskellunge	
-	- 36" Minimum Length Limit
Walleye, Sauger, or Hybrid	
-	- 14" Minimum Length Limit
Lake Atwood, McHenry County Conservation District	
McHenry County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Lake Bloomington, City of Bloomington	
McLean County	
Large or Smallmouth Bass	
-	- 16" Minimum Length Limit
Striped, White, or Hybrid	
-	- 17" Minimum Length Limit
Striped Bass	
-	- 17" Minimum Length Limit
Striped, White, or Hybrid	
-	- 3 Fish Daily Creel Limit
Striped Bass (16)	
-	- 3 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid	
-	- 14" Minimum Length Limit
Walleye	- 14" Minimum Length Limit
Lake Carlton, Morrison-Rockwood State Park	
Whiteside County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	
-	- 1 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	
-	- 14" Minimum Length Limit
Pure Muskellunge	
-	- 36" Minimum Length Limit



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- Walleye, Sauger, or Hybrid  
Walleye - 14" Minimum Length Limit  
White, Black, or Hybrid  
Crappie (15) - 25 Fish Daily Creel Limit
- Lake Co. Forest Preserve District Lakes, Lake County Forest Preserve District  
Lake County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
Large or Smallmouth Bass - 15" Minimum Length Limit
- Lake Decatur, City of Decatur  
Macon County  
All Fish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass - 14" Minimum Length Limit  
Walleye, Sauger, or Hybrid  
Walleye - 14" Minimum Length Limit
- Lake Eureka, City of Eureka  
Woodford County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 2 Fish <15" &/or 1 Fish >or= 15" Daily (25)
- Lake George, Loud Thunder Forest Preserve  
Rock Island County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit  
Pure Muskellunge - 36" Minimum Length Limit  
Walleye, Sauger, or Hybrid  
Walleye - 14" Minimum Length Limit
- Lake Glendale, Shawnee National Forest  
Pope County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit
- Lake Jacksonville, City of Jacksonville  
Morgan County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 15" Minimum Length Limit  
Striped, White, or Hybrid  
Striped Bass - 17" Minimum Length Limit  
Striped, White, or Hybrid  
Striped Bass (16) - 3 Fish Daily Creel Limit

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- White, Black, or Hybrid  
Crappie (15) - 25 Fish Daily Creel Limit  
White, Black, or Hybrid  
Crappie - 9" Minimum Length Limit
- Lake Kankakee, City of Mendota  
LaSalle County  
All Fish - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
White, Black, or Hybrid  
Crappie (15) - 10 Fish Daily Creel Limit
- Lake Le-Aqua-Na, Lake Le-Aqua-Na State Park  
Stephenson County  
All Fish - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit  
Walleye, Sauger, or Hybrid  
Walleye - 14" Minimum Length Limit  
White, Black, or Hybrid  
Crappie (15) - 25 Fish Daily Creel Limit
- Lake Mendota, City of Mendota  
LaSalle County  
Channel Catfish - 6 Fish Daily Creel Limit
- Lake Michigan (Illinois Portion), State of Illinois  
Lake/Cook Counties  
Trout and Salmon - 10" Minimum Length Limit  
Lake Trout - No more than 3 fish of any one species daily, except for Lake Trout  
Lake Trout - 2 Fish Daily Creel Limit
- Lake Milliken, Des Plaines Conservation Area  
Will County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit
- Lake Mingo & Ponds Kennekuk Cove Park, Vermilion County Conservation Area  
Vermilion County  
All Fish - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 25 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit

## DEPARTMENT OF CONSERVATION

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Large or Smallmouth Bass Walleye, Sauger, or Hybrid Walleye	- 15" Minimum Length Limit - 14" Minimum Length Limit
Lake Murphysboro, Lake Murphysboro State Park Jackson County	
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 15" Minimum Length Limit
Lake Nellie, City of St. Elmo Fayette County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Lake of the Woods & Elk's Pond, Champaign County Forest Preserve District Champaign County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Lake Olsonnin, Rock Cut State Park Winnebago County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Lake Paradise & Shadow Ponds, City of Mattoon Coles County	
All Fish	- 2 Pole and Line Fishing Only (1)
Large or Smallmouth Bass	- 14" Minimum Length Limit
Lake Paradise Shadow Ponds, City of Mattoon Coles County	
Channel Catfish	- 6 Fish Daily Creel Limit
Lake Sara, City of Effingham Effingham County	
Large or Smallmouth Bass Walleye, Sauger, or Hybrid Walleye	- 14" Minimum Length Limit - 14" Minimum Length Limit
Lake Shelbyville (21), U.S. Army Corps of Engineers Moutrie/Shelby Counties	
Large or Smallmouth Bass	- 14" Minimum Length Limit
Pure Muskellunge	- 36" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Walleye, Sauger, or Hybrid Walleye	- 14" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit
White, Black, or Hybrid Crappie	- 9" Minimum Length Limit
Lake Shelbyville Ponds & Woods Lake, Lake Shelbyville State Fish and Wildlife Area Moutrie/Shelby Counties	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Lake Springfield, City of Springfield Sangamon County	
All Fish	- 2 Pole and Line Fishing Only (1)
Large or Smallmouth Bass Walleye, Sauger, or Hybrid Walleye	- 15" Minimum Length Limit - 14" Minimum Length Limit
White, Black, or Hybrid Crappie (15)	- 25 Fish Daily Creel Limit
White, Black, or Hybrid Crappie	- 9" Minimum Length Limit
Lake Storey, City of Galesburg Knox County	
All Fish	- 2 Pole and Line Fishing Only (1)
Bluegill or Redear Sunfish (14)	- 25 Fish Daily Creel Limit
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 12-15" Slot Length Limit (3)
Lake Vandalia, City of Vandalia Fayette County	
All Fish	- 2 Pole and Line Fishing Only (1)
Channel Catfish	- 6 Fish Daily Creel Limit
Large or Smallmouth Bass	- 14" Minimum Length Limit
Striped, White, or Hybrid Striped Bass	- 17" Minimum Length Limit
Striped, White, or Hybrid Striped Bass (16)	- 3 Fish Daily Creel Limit
Lake Vermilion, Vermilion County Conservation District Vermilion County	
All Fish	- 2 Pole and Line Fishing Only (26)
Large or Smallmouth Bass	- 15" Minimum Length Limit (23)
Pure Muskellunge	- 36" Minimum Length Limit (23)
Walleye, Sauger, or Hybrid Walleye	- 14" Minimum Length Limit (23)



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Lake Williamsville, City of Williamsville  
Sangamon County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 15" Minimum Length Limit

LaSalle Lake, LaSalle Power Station  
LaSalle County  
All Fish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass (14) - 1 Fish Daily Creel Limit  
Large or Smallmouth Bass - 18" Minimum Length Limit  
Striped, White, or Hybrid  
Striped Bass (16) - 10 Creel/3 Fish 17" or Longer Daily (17)

Lincoln Log Cabin Pond, Lincoln Log Cabin Historical Site  
Coles County  
All Fish - 2 Pole and Line Fishing Only (1)

Lincoln Park North Lagoon, Chicago Park District  
Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Lincoln Park South Lagoon, Chicago Park District  
Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Lincoln Trail Lake, Lincoln Trail State Park  
Clark County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 12-15" Slot Length Limit (3)

Little Black Slough, Little Black Slough State Natural Area  
Johnson County  
All Fish - 2 Pole and Line Fishing Only (1)  
All Fish - No Seines

Little Cedar Lake, Shawnee National Forest  
Jackson County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Little Grassy Lake, U.S. Fish and Wildlife Service  
Williamson County  
All Fish - 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 12-15" Slot Length Limit (3)

Little Sister Lake, County of Fulton  
Fulton County  
All Fish - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 15" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Lou Yeager Lake, City of Litchfield  
Montgomery County  
Large or Smallmouth Bass - 15" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Lower Cache River, Lower Cache River State Natural Area  
Pulaski/Johnson Counties  
All Fish - 2 Pole and Line Fishing Only (1)  
All Fish - No Seines

Lyerla Lake, Union County Conservation Area  
Union County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Macon County Conservation District Ponds, Macon County Conservation District  
Macon County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Maple Lake, Cook County Forest Preserve District  
Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Marquette Park Lagoon, Chicago Park District  
Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Marshall County Conservation Area (Fishing Ditch), Marshall County Conservation Area  
Marshall County  
All Fish - 2 Pole and Line Fishing Only (1)

Mattoon Lake, City of Mattoon  
Coles County  
All Fish - 2 Pole and Line Fishing Only (1)



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- Large or Smallmouth Bass - 14" Minimum Length Limit
- Mazonia-Braidwood Lakes & Ponds, Mazonia-Braidwood State Fish and Wildlife Area  
Grundy/Will Counties
- All Fish
  - Channel Catfish
  - Large or Smallmouth Bass
  - Large or Smallmouth Bass (14)
  - Striped, White, or Hybrid
  - Striped Bass
  - Striped, White, or Hybrid
  - Striped Bass (16)
  - Walleye, Sauger, or Hybrid
  - Walleye
  - White, Black or Hybrid
  - Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 10 Fish Daily Creel Limit
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 2 Pole and Line Fishing Only (1)
- 25 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit

Mill Creek Lake, Clark County Park District  
Clark County

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- Walleye, Sauger, or Hybrid
- Walleye
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 12-15" Slot Length Limit (3)
- 14" Minimum Length Limit
- Miller Park Lake, City of Bloomington  
McLean County
- All Fish
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Mineralridge Springs Park Lagoon, City of Pekin  
Tazewell County
- All Fish
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Mississippi River (between IL & IA), State of Illinois  
Multiple Counties
- Large or Smallmouth Bass
- Northern Pike
- Walleye and Sauger (14)
- Walleye
- 14" Minimum Length Limit
- 6 Fish Daily Creel Limit
- 10 Fish Daily Creel Limit (24)
- 15" Minimum Length Limit
- Mississippi River (between IL & MO), State of Illinois  
Multiple Counties
- Northern Pike
- Walleye and Sauger (14)
- 1 Fish Daily Creel Limit
- 8 Fish Daily Creel Limit
- Monroe Reservoir, Will County Forest Preserve District  
Will County
- All Fish
- Channel Catfish
- Large or Smallmouth Bass (14)
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 15" Minimum Length Limit
- Montrose Lake, City of Montrose  
Cumberland County
- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- Mt. Olive City Lakes, City of Mt. Olive  
Macoupin County
- All Fish
- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Mt. Sterling Lake, City of Mt. Sterling  
Brown County

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	12-15" Slot Length Limit (3)
Mundelein Park Dist. (Diamond Lake & Park Ponds), City of Mundelein Lake County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	15" Minimum Length Limit
Large or Smallmouth Bass	-	3 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	-	
Nashville City Lake, City of Nashville Washington County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	18" Minimum Length Limit
Large or Smallmouth Bass	-	
New Lake, Flagg-Rochelle Park District Ogle County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	36" Minimum Length Limit
Pure Muskellunge	-	
Newton Lake, Newton Lake State Fish and Wildlife Area Jasper County	-	2 Pole and Line Fishing Only (1)
All Fish	-	16" Minimum Length Limit
Large or Smallmouth Bass	-	3 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	-	
Walleye, Sauger, or Hybrid	-	14" Minimum Length Limit
Walleye	-	
White, Black, or Hybrid	-	10 Fish Daily Creel Limit
Crappie (15)	-	10" Minimum Length Limit
White, Black, or Hybrid	-	
Crappie	-	
Oakland City Lake, City of Oakland Coles County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	14" Minimum Length Limit
Large or Smallmouth Bass	-	
One Horse Gap Lake, Shawnee National Forest Gallatin County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Otter Lake, Otter Lake Water Commission Macoupin County	-	15" Minimum Length Limit
Large or Smallmouth Bass	-	

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Striped, White, or Hybrid	-	17" Minimum Length Limit
Striped Bass	-	
Striped, White, or Hybrid	-	3 Fish Daily Creel Limit
Striped Bass (16)	-	36" Minimum Length Limit
Pure Muskellunge	-	
Palmyra City Lake & Terry Park Pond, City of Palmyra Macoupin County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Pana Lake, City of Pana Shelby and Christian Counties	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	14" Minimum Length Limit
Large or Smallmouth Bass	-	
Paris East & West Lakes, City of Paris Edgar County	-	2 Pole and Line Fishing Only (1)(5)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	14" Minimum Length Limit
Large or Smallmouth Bass	-	
Peelman Lake, Kickapoo State Park Vermilion County	-	14" Minimum Length Limit
Large or Smallmouth Bass	-	
Pierce Lake, Rock Cut State Park Winnebago County	-	2 Pole and Line Fishing Only (1)(8)
All Fish	-	5 Fish Daily Creel Limit
Bluegill or Redear Sunfish (14)	-	6 Fish Daily Creel Limit
Channel Catfish	-	1 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	-	14" Minimum Length Limit
Large or Smallmouth Bass	-	36" Minimum Length Limit
Pure Muskellunge	-	
Walleye, Sauger, or Hybrid	-	14" Minimum Length Limit
Walleye	-	
White, Black, or Hybrid	-	25 Fish Daily Creel Limit
Crappie (15)	-	
Piscasaw Creek, State of Illinois McHenry County	-	9" Minimum Length Limit
Trout	-	
Pittsfield City Lake, City of Pittsfield Pike County	-	14" Minimum Length Limit
Large or Smallmouth Bass	-	
Striped, White, or Hybrid	-	

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Striped Bass	-	17" Minimum Length Limit
Striped, White, or Hybrid	-	
Striped Bass (16)	-	3 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid	-	
Walleye	-	14" Minimum Length Limit
Pocahontas Park Pond, City of Pocahontas		
Bond County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Pounds Hollow Lake, Shawnee National Forest		
Gallatin County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Powerton Lake, Powerton Lake Fish and Wildlife Area		
Tazewell County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Large or Smallmouth Bass	-	18" Minimum Length Limit
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Striped, White, or Hybrid	-	
Striped Bass (16)	-	10 Creel/3 Fish 17" or Longer Daily (17)
Walleye, Sauger, or Hybrid	-	
Walleye (14)	-	1 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid	-	
Walleye	-	24" Minimum Length Limit
Pratt Wayne Woods Lakes, DuPage County Forest Preserve		
DuPage County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Pyramid State Park Lakes & Ponds, Pyramid State Park		
Perry County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Ramsey Lake, Ramsey Lake State Park		
Fayette County	-	2 Pole and Line Fishing Only (1)
All Fish	-	25 Fish Daily Creel Limit
Bluegill or Redear Sunfish (14)	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Large or Smallmouth Bass	-	14" Minimum Length Limit
White, Black, or Hybrid	-	
Crappie (15)	-	10 Fish Daily Creel Limit
White, Black, or Hybrid	-	

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Crappie	-	9" Minimum Length Limit
Randolph County Lake, Randolph County Conservation Area		
Randolph County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Large or Smallmouth Bass	-	14" Minimum Length Limit
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid	-	
Walleye	-	14" Minimum Length Limit
Red Hills Lake, Red Hills State Park		
Lawrence County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Large or Smallmouth Bass	-	15" Minimum Length Limit
Rend Lake, (22) U.S. Army Corps of Engineers		
Franklin County	-	14" Minimum Length Limit
Large or Smallmouth Bass	-	
Rend Lake Project Ponds, U.S. Army Corps of Engineers		
Franklin County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Large or Smallmouth Bass	-	14" Minimum Length Limit
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Ridge Lake, Fox Ridge State Park		
Coles County	-	2 Pole and Line Fishing Only (1)
All Fish	-	14" Minimum Length Limit
Channel Catfish	-	
Large or Smallmouth Bass	-	14" Minimum Length Limit
Walleye, Sauger, or Hybrid	-	
Walleye	-	14" Minimum Length Limit
Ris Park Lagoon, Chicago Park District		
Cook County	-	2 Pole and Line Fishing Only (1)
All Fish	-	6 Fish Daily Creel Limit
Channel Catfish	-	
Rock River Main Stem Only, State of Illinois		
Multiple Counties	-	12" Minimum Length Limit
Large or Smallmouth Bass	-	
Walleye, Sauger, and Hybrid	-	
Walleye	-	14" Minimum Length Limit
Roodhouse Park Lake, City of Roodhouse		



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Green County All Fish Channel Catfish	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit
Sam Dale Cons. Area Lake & Ponds, Sam Dale Conservation Area	
Wayne County All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 14" Minimum Length Limit
Sam Parr Lake, Sam Parr State Park Jasper County All Fish Channel Catfish	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit
Sand Lake, Illinois Beach State Park Lake County Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 14" Minimum Length Limit
Sangchris Lake, Sangchris Lake State Park Christian/Sangamon Counties All Fish Large or Smallmouth Bass (14) White, Black, or Hybrid Crappie (15) White, Black, or Hybrid Crappie	- 2 Pole and Line Fishing Only (1) - 2 Fish <15" &/or 1 Fish >or= 15" Daily (25) - 25 Fish Daily Creel Limit - 9" Minimum Length Limit
Sangchris Lake Park Ponds, Sangchris Lake State Park Sangamon County All Fish	- 2 Pole and Line Fishing Only (1)
Schuy-Rush Lake, City of Rushville Schuyler County Walleye, Sauger, or Hybrid Walleye White, Black, or Hybrid Crappie	- 14" Minimum Length Limit - 9" Minimum Length Limit
Senior Citizen's Pond, Kankakee River State Park Kankakee County All Fish Channel Catfish	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit
Shabbona Lake, Shabbona Lake State Park DeKalb County All Fish	- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Bluegill or Redear Sunfish (14) Channel Catfish Large or Smallmouth Bass (14) Large or Smallmouth Bass Pure Muskellunge Walleye, Sauger, or Hybrid Walleye White, Black, or Hybrid Crappie (15)	- 10 Fish Daily Creel Limit - 6 Fish Daily Creel Limit - 1 Fish Daily Creel Limit - 14" Minimum Length Limit - 36" Minimum Length Limit - 14" Minimum Length Limit - 10 Fish Daily Creel Limit
Shawnee National Forest Lakes & Ponds, Shawnee National Forest Multiple Counties Channel Catfish	- 6 Fish Daily Creel Limit
Shawnee National Forest Lakes & Ponds less than 10 acres, U.S. Forest Service Multiple Counties Large-mouth Bass	- 12" Minimum Length Limit
Sherman Park Lagoon, Chicago Park District Cook County All Fish Channel Catfish	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit
Siloam Springs Lake, Siloam Springs State Park Adams County All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 12-15" Slot Length Limit (3)
Silver Lake (Highland), City of Highland Madison County Walleye, Sauger, or Hybrid Walleye	- 14" Minimum Length Limit
Silver Springs S.P. Lake & Ponds, Silver Springs State Park Kendall County All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 15" Minimum Length Limit
Snake Den Hollow Lakes, Snake Den Hollow State Fish and Wildlife Area Knox County All Fish Bluegill or Redear Sunfish (14) Channel Catfish Large or Smallmouth Bass (14) Pure Muskellunge Walleye, Sauger, or Hybrid	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 6 Fish Daily Creel Limit - 1 Fish >15" &/or 5 <12" Daily (12) - 36" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Walleye	-	14" Minimum Length Limit
White, Black, or Hybrid	-	5 Fish Daily Creel Limit
Crappie (15)	-	
Sparta City Lakes, City of Sparta		
Randolph County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	15" Minimum Length Limit
Spring Lake, City of Macomb		
McDonough County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Striped, White, or Hybrid	-	
Striped Bass	-	17" Minimum Length Limit
Striped, White, or Hybrid	-	
Striped Bass (16)	-	3 Fish Daily Creel Limit
Spring Lake (North & South), Spring Lake Conservation Area		
Tezawell County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	14" Minimum Length Limit
Pure Muskellunge	-	36" Minimum Length Limit
White, Black, or Hybrid	-	
Crappie (15)	-	25 Fish Daily Creel Limit
White, Black, or Hybrid	-	
Crappie	-	9" Minimum Length Limit
St. Elmo South Lake, City of St. Elmo		
Fayette County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Staunton City Lake, City of Staunton		
Macoupin County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	15" Minimum Length Limit
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Sterling Lake, Lake County Forest Preserve District		
Lake County	-	
All Fish	-	2 Pole & Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	-	1 Fish Daily Creel Limit
Large or Smallmouth Bass	-	15" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

Pure Muskellunge	-	36" Minimum Length Limit
Walleye, Sauger, or Hybrid	-	
Walleye	-	14" Minimum Length Limit
Tampier Lake, Cook County Forest Preserve		
Cook County	-	
All Fish	-	2 Pole and Line Fishing Only
Channel Catfish	-	6 Fish Daily Creel Limit
Walleye, Sauger, or Hybrid	-	
Walleye	-	16" Minimum Length Limit
Tecumseh Lake, Shawnee National Forest		
Hardin County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Ten Mile Creek Lakes, Ten Mile Creek State Fish and Wildlife Area		
Hamilton/Jefferson Counties	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	14" Minimum Length Limit
Tomahawk Lake, Moraine Hills State Park		
McHenry County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	14" Minimum Length Limit
Large or Smallmouth Bass (14)	-	3 Fish Daily Creel Limit
Tremont Ponds, Village of Tremont, Tazewell County		
All Fish	-	2 Pole and Line Fishing Only
Channel Catfish	-	6 Fish Daily Creel Limit
Turner Lake, Chain O'Lakes State Park		
Lake County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass (14)	-	1 Fish Daily Creel Limit
Large or Smallmouth Bass	-	15" Minimum Length Limit
Tuscola City Lake, City of Tuscola		
Douglas County	-	
All Fish	-	2 Pole and Line Fishing Only (1)
Channel Catfish	-	6 Fish Daily Creel Limit
Large or Smallmouth Bass	-	14" Minimum Length Limit
Valley Lake, Wildwood Park District		
Lake County	-	



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- All Fish - 2 Pole and Line Fishing Only (1)
- Channel Catfish - 6 Fish Daily Creel Limit
- Large or Smallmouth Bass - 16" Minimum Length Limit
- Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

## Vandalia Correctional Facility Ponds, State of Illinois

- Fayette County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit

## Vanhorn Woods Pond, Plainfield Park District

- Will County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit

## Vernor Lake, City of Olney

- Richland County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 14" Minimum Length Limit

## Villa Grove East Lake, City of Villa Grove

- Douglas County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 14" Minimum Length Limit

## Villa Grove West Lake, City of Villa Grove

- Douglas County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 14" Minimum Length Limit

## Virginia City Reservoir, City of Virginia

- Cass County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 15" Minimum Length Limit

## Visitor Pond-Crab Orchard NWR, U.S. Fish and Wildlife Service

- Williamson County
  - Large or Smallmouth Bass - 21" Minimum Length Limit

## Walnut Point Lake, Walnut Point State Fish and Wildlife Area

- Douglas County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 12-15" Slot Length Limit (3)

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

- Walton Park Lake, City of Litchfield
  - Montgomery County
    - All Fish - 2 Pole and Line Fishing Only (1)
    - Channel Catfish - 6 Fish Daily Creel Limit

## Warrior Lake, Moraine Hills State Park

- McHenry County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 14" Minimum Length Limit
  - Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

## Washington County Lake, Washington County Conservation Area

- Washington County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 14" Minimum Length Limit
  - Striped, White, or Hybrid - 17" Minimum Length Limit
  - Striped Bass - 17" Minimum Length Limit
  - Striped, White, or Hybrid - 3 Fish Daily Creel Limit
  - Striped Bass (16) - 3 Fish Daily Creel Limit

## Washington Park Lagoon, Chicago Park District

- Cook County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit

## Waverly Lake, City of Waverly

- Morgan County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 15" Minimum Length Limit

## Weinberg-King Pond, Weinberg-King State Park

- Schuyler County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit

## Weldon Springs Lake, Weldon Springs State Park

- DeWitt County
  - All Fish - 2 Pole and Line Fishing Only (1)
  - Channel Catfish - 6 Fish Daily Creel Limit
  - Large or Smallmouth Bass - 14" Minimum Length Limit

## West Frankfort New City Lake, City of West Frankfort

- Franklin County
  - All Fish - 2 Pole and Line Fishing Only (1)



DEPARTMENT OF CONSERVATION

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- Channel Catfish - 6 Fish Daily Creel Limit
- West Frankfort Old City Lake, City of West Frankfort  
Franklin County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit
- White Hall City Lake, City of White Hall  
Green County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit
- Whoopee Cat Lake, Shawnee National Forest  
Hardin County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit
- Wilderness Lake, Moraine Hills State Park  
McHenry County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit
- Wilderness Pond, Fox Ridge State Park  
Coles County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit
- Wolf Lake, William W. Powers Conservation Area  
Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit  
Walleye, Sauger, or Hybrid - 14" Minimum Length Limit
- Woodford Co. Cons. Area (Fishing Ditch), Woodford County Conservation Area  
Woodford County  
All Fish - 2 Pole and Line Fishing Only (1)
- Wyman Lake, City of Sullivan  
Moultrie County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

POLLUTION CONTROL BOARD

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- 1) Heading of the Part: DEFINITIONS AND GENERAL PROVISIONS
- 2) Code Citation: 35 Ill. Adm. Code 211
- 3) Section Numbers: Proposed Action:  
211.122 Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111½, pars. 1009.1(e), 1010 and 1027.
- 5) A Complete Description of the Subjects and Issues Involved:  
A complete description is contained in the Board's Opinion of February 27, 1992 in R91-24, which Opinion is available from the address below.  
  
The amendments to Part 211 are closely related to a series of amendments under Board docket R91-24. Parts 203, 211, 215, 218, and 219 are affected under this docket. All amendments under R91-24 are intended to make the definitions of "volatile organic material" and "volatile organic compound" consistent throughout the body of the Illinois Air Pollution Control regulations.  
  
In R91-10, effective October 11, 1991, the Board amended Parts 211 and 215 to reflect the most recent update of USEPA's "Recommended Policy on the Control of Volatile Organic Compounds". USEPA adopted a definition of "volatile organic compound" and withdrew its Recommended Policy as moot effective March 4, 1992 because the new definition codified that policy. The R91-24 rulemakings, of which the present amendments are a segment, codifies the latest USEPA policy with regard to exempting certain negligibly-reactive compounds from regulation as volatile organic materials.  
  
In particular, the amendments to Part 211 would add a Board Note referencing the new federal definition as the source of the Illinois definition. That Note would also reference Section 215.109, which authorizes the Agency to require monitoring for the exempted compounds under limited circumstances and where necessary to quantify non-exempt compound emissions.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does these proposed amendments contain incorporations by reference? No.
- 9) Are there any other amendments pending on this Part? Yes.
- | Section Numbers | Proposed Action | Illinois Register Citation  |
|-----------------|-----------------|-----------------------------|
| 211.101         | Amendment       | 15 Ill. Reg. 13627, 9-20-91 |
| 211.101         | Amendment       | 15 Ill. Reg. 15876, 11-8-91 |
| 211.122         | Amendment       | 15 Ill. Reg. 13627, 9-20-91 |
| 211.122         | Amendment       | 15 Ill. Reg. 15876, 11-8-91 |
- 10) Statement of Statewide Policy Objectives:

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This rulemaking is mandated by Section 9.1(e) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 8 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in the activity that emits volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R91-24 and be addressed to:

Ms. Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center, Suite 11-500  
100 W. Randolph St.  
Chicago, IL 60601

- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: March 2, 1992.
- B) Types of small businesses affected:  
The existing rules and proposed amendments affect small businesses which emit volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.
- C) Reporting, bookkeeping or other procedures required for compliance:  
The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.
- D) Types of professional skills necessary for compliance:  
Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

The full text of the proposed amendments begins on the next page:

## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE B: AIR POLLUTION  
CHAPTER I: POLLUTION CONTROL BOARD  
SUBCHAPTER C: EMISSION STANDARDS AND LIMITATIONS  
FOR STATIONARY SOURCES

PART 211  
DEFINITIONS AND GENERAL PROVISIONS

## SUBPART A: GENERAL PROVISIONS

Section  
211.101 Incorporations by Reference  
211.102 Abbreviations and Units

## SUBPART B: DEFINITIONS

Section  
211.121 Other Definitions  
211.122 Definitions  
Appendix A Rule into Section Table  
Appendix B Section into Rule Table

**AUTHORITY:** Implementing Sections 9, 9.1 and 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111½, pars. 1009, 1010 and 1027).

**SOURCE:** Adopted as Chapter 2: Air Pollution, Rule 201: Definitions, R71-23, 4 PCB 191, filed and effective April 14, 1972; amended in R74-2 and R75-5, 32 PCB 295, at 3 Ill. Reg. 5, p. 777, effective February 3, 1979; amended in R78-3 and 4, 35 PCB 75 and 243, at 3 Ill. Reg. 30, p. 124, effective July 28, 1979; amended in R80-5, at 7 Ill. Reg. 1244, effective January 21, 1983; codified at 7 Ill. Reg. 13590; amended in R82-1 (Docket A) at 10 Ill. Reg. 12624, effective July 7, 1986; amended in R85-21(A) at 11 Ill. Reg. 11747, effective June 29, 1987; amended in R86-34 at 11 Ill. Reg. 12267, effective July 10, 1987; amended in R86-39 at 11 Ill. Reg. 20804, effective December 14, 1987; amended in R82-14 and R86-37 at 12 Ill. Reg. 787, effective December 24, 1987; amended in R86-18 at 12 Ill. Reg. 7284, effective April 8, 1988; amended in R86-10 at 12 Ill. Reg. 7621, effective April 11, 1988; amended in R88-23 at 13 Ill. Reg. 10862, effective June 27, 1989; amended in R89-8 at 13 Ill. Reg. 17457, effective January 1, 1990; amended in R 89-16(A) at 14 Ill. Reg. 9141, effective May 23, 1990; amended in R88-30(B) at 15 Ill. Reg. 5223, effective March 28, 1991; amended in R88-14 at 15 Ill. Reg. 7901, effective May 14, 1991; amended in R91-6 at 15 Ill. Reg. 15673, effective October 14, 1991; amended in R91-24 at 16 Ill. reg.

## SUBPART B: DEFINITIONS

## Section 211.122 Definitions

"Accelerata": a pharmaceutical coating operation which consists of a horizontally rotating perforated drum in which tablets are placed, a coating is applied by spraying and the coating is dried by the flow of air across the drum through the perforations.

"Accumulator": The reservoir of a condensing unit receiving the condensate from a surface condenser.



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"Acid Gases": For the purposes of Section 9.4 of the Environmental Protection Act (the Act) (Ill. Rev. Stat. 1989<sup>1</sup>, ch. 111<sup>1</sup>, par. 1009.4), hydrogen chloride, hydrogen fluoride and hydrogen bromide, which exist as gases, liquid mist, or any combination thereof.

"Actual Heat Input": The quantity of heat produced by the combustion of fuel using the gross heating value of the fuel.

"Aeration": The practice of forcing air through bulk stored grain to maintain the condition of the grain.

"Afterburner": A device in which materials in gaseous effluents are combusted.

"Air Dried Coating": Coatings that dry by the use of air or forced air at temperatures up to 363.15° K (194° F).

"Air suspension coater/dryer": a pharmaceutical coating operation which consists of vertical chambers in which tablets or particles are placed, and a coating is applied and then dried while the tablets or particles are kept in a fluidized state by the passage of air upward through the chambers.

"Annual Grain Through-Put": Unless otherwise shown by the owner or operator, annual grain through-put for grain-handling operations, which have been in operation for three consecutive years prior to June 30, 1975, shall be determined by adding grain receipts and shipments for the three previous fiscal years and dividing the total by 6. The annual grain through-put for grain-handling operations in operation for less than three consecutive years prior to June 30, 1975, shall be determined by a reasonable three-year estimate; the owner or operator shall document the reasonableness of his three-year estimate.

"Architectural Coating": Any coating used for residential or commercial buildings or their appurtenances, or for industrial buildings which is site applied.

"Asphalt": The dark-brown to black cementitious material (solid, semisolid or liquid in consistency) of which the main constituents are bitumens which occur naturally or as a residue of petroleum refining.

"Asphalt Prime Coat": A low-viscosity liquid asphalt applied to an absorbent surface as the first of more than one asphalt coat.

"Automobile": Any first division motor vehicle as that term is defined in the Illinois Vehicle Code (Ill. Rev. Stat. 1989<sup>1</sup>, ch. 95<sup>1</sup>, pars 1-100 et seq.).

"Automobile or Light-Duty Truck Manufacturing Plant": A facility where parts are manufactured or finished for eventual inclusion into a finished automobile or light-duty truck ready for sale to vehicle dealers, but not including customizers, body shops and other repairers.

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"Batch Loading": The process of loading a number of individual parts at the same time for degreasing.

"Bead-Dipping": The dipping of an assembled tire bead into a solvent-based cement.

"British Thermal Unit": The quantity of heat required to raise one pound of water from 60° F to 61° F (abbreviated btu).

"Bulk Gasoline Plant": Any gasoline storage and distribution facility that receives gasoline from bulk gasoline terminals by delivery vessels and distributes gasoline to gasoline dispensing facilities.

"Bulk Gasoline Terminal": Any gasoline storage and distribution facility that receives gasoline by pipeline, ship or barge, and distributes gasoline to bulk gasoline plants or gasoline dispensing facilities.

"Can Coating": The application of a coating material to a single walled container that is manufactured from metal sheets thinner than 29 gauge (0.0141 in).

"Certified Investigation": A report signed by Illinois Environmental Protection Agency (Agency) personnel certifying whether a grain-handling operation (or portion thereof) or grain-drying operation is causing or tending to cause air pollution. Such report must describe the signatory's investigation, including a summary of those facts on which he relies to certify whether grain-handling or grain-drying operation is causing or threatening or allowing the discharge or emission of any contaminant into the environment so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Pollution Control Board (Board) under the Environmental Protection Act (Act). The certified investigation shall be open to a reasonable public inspection and may be copied upon payment of the actual cost of reproducing the original.

"Choke Loading": That method of transferring grain from the grain-handling operation to any vehicle for shipment or delivery which precludes a free fall velocity of grain from a discharge spout into the receiving container.

"Cleaning and Separating Operation": That operation where foreign and undesired substances are removed from the grain.

"Clear Coating": Coatings that lack color and opacity or are transparent using the undercoat as a reflectant base or undertone color.

"Closed Purge System": A system that is not open to the atmosphere and that is composed of piping, connections, and, if necessary, flow inducing devices that transport liquid or vapor from a piece or pieces of equipment to a control device, or return the liquid or vapor to the process line.



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"Closed Vent System": A system that is not open to the atmosphere and that is composed of piping, connections, and, if necessary, flow inducing devices that transport gas or vapor from a piece or pieces of equipment to a control device, or return the gas or vapor to the process line.

"Coal Refuse": Waste products of coal mining, cleaning and coal preparation operations containing coal, matrix material, clay and other organic and inorganic material.

"Coating Applicator": Equipment used to apply a surface coating.

"Coating Line": An operation where a surface coating is applied to a material and subsequently the coating is dried and/or cured.

"Coating Plant": Any building, structure or installation that contains a coating line and which is located on one or more contiguous or adjacent properties and which is owned or operated by the same person (or by persons under common control).

"Coil Coating": The application of a coating material to any flat metal sheet or strip that comes in rolls or coils.

"Cold Cleaning": The process of cleaning and removing soils from surfaces by spraying, brushing, flushing or immersion while maintaining the organic solvent below its boiling point. Wipe cleaning is not included in this definition.

"Complete Combustion": A process in which all carbon contained in a fuel or gas stream is converted to carbon dioxide.

"Component": Any piece of equipment which has the potential to leak volatile organic material including, but not limited to, pump seals, compressor seals, seal oil degassing vents, pipeline valves, pressure relief devices, process drains and open ended valves. This definition excludes valves which are not externally regulated, flanges, and equipment in heavy liquid service. For purposes of 35 Ill. Adm. Code 215. Subpart Q, this definition also excludes bleed ports of gear pumps in polymer service.

"Concentrated Nitric Acid Manufacturing Process": Any acid producing facility manufacturing nitric acid with a concentration equal to or greater than 70 percent by weight.

"Condensate": Hydrocarbon liquid separated from its associated gases which condenses due to changes in the temperature or pressure and remains liquid at standard conditions.

"Condensible PM-10": PM-10 formed immediately or shortly after discharge to the atmosphere, as measured by the applicable test method specified in 35 Ill. Adm. Code 212.110. Condensible particulate matter exists in gaseous and/or vapor form prior to release to the atmosphere, e.g., in the stack, and forms particulate matter upon condensation, when subject to conditions of cooling and dilution in the atmosphere.

"Control Device": Equipment, such as an afterburner, absorber, scrubber, condenser, cyclone or baghouse used to remove or prevent

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the emission of air pollutants from a contaminated exhaust stream. For purposes of 35 Ill. Adm. Code 215, Subpart Q, an enclosed combustion device, vapor recovery system, flare, or closed container.

"ConveyORIZED Degreasing": The continuous process of cleaning and removing soils from surfaces utilizing either cold or vaporized solvents.

"Crude Oil": A naturally occurring mixture which consists of hydrocarbons and sulfur, nitrogen or oxygen derivatives of hydrocarbons and which is a liquid at standard conditions.

"Crude Oil Gathering": The transportation of crude oil or condensate after custody transfer between a production facility and a reception point.

"Custody Transfer": The transfer of produced petroleum and/or condensate after processing and/or treating in the producing operations, from storage tanks or automatic transfer facilities to pipelines or any other forms of transportation.

"Cutback Asphalt": Any asphalt which has been liquified by blending with petroleum solvents other than residual fuel oil and has not been emulsified with water.

"Degreaser": Any equipment or system used in solvent cleaning.

"Delivery Vessel": Any tank truck or trailer equipped with a storage tank that is used for the transport of gasoline to a stationary storage tank at a gasoline dispensing facility, bulk gasoline plant or bulk gasoline terminal.

"Distillate Fuel Oil": Fuel oils of grade No. 1 or 2 as specified in detailed requirements for fuel oil A.S.T.M. D-369-69 (1971).

"Dry Cleaning Facility": A facility engaged in the cleaning of fabrics using an essentially nonaqueous solvent by means of one or more solvent washes, extraction of excess solvent by spinning and drying by tumbling in an airstream. The facility includes, but is not limited to, washers, dryers, filter and purification systems, waste disposal systems, holding tanks, pumps and attendant piping and valves.

"Dump-Pit Area": Any area where grain is received at a grain-handling or grain-drying operation.

"Effective Grate Area": That area of a dump-pit grate through which air passes, or would pass, when aspirated.

"Effluent Water Separator": Any tank, box, sump or other apparatus in which any organic material floating on or entrained or contained in water entering such tank, box, sump or other apparatus is physically separated and removed from such water prior to outfall, drainage or recovery of such water.

"Emission Rate": Total quantity of any air contaminant discharge into the atmosphere in any one-hour period.

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"Enclose": with respect to Subpart T, to cover any volatile organic liquid surface that is exposed to the atmosphere.

"End Sealing Compound Coat": A compound applied to can ends which functions as a gasket when the end is assembled on the can.

"Excess Air": Air supplied in addition to the theoretical quantity necessary for complete combustion of all fuel and/or combustible waste material.

"Excessive Release": A discharge of more than 295g (0.65 pounds) of mercaptans and/or hydrogen sulfide into the atmosphere in any five minute period.

"Existing Grain-Drying Operation": Any grain-drying operation the construction or modification of which was commenced prior to June 30, 1975.

"Existing Grain-Handling Operation": Any grain-handling operation the construction or modification of which was commenced prior to June 30, 1975.

"Exterior Base Coat": An initial coating applied to the exterior of a can after the can body has been formed.

"Exterior End Coat": A coating applied by rollers or spraying to the exterior end of a can.

"External Floating Roof": A storage vessel cover in an open top tank consisting of a double deck or pontoon single deck which is supported by the petroleum liquid being contained and is equipped with a closure seal between the deck edge and tank wall.

"Extreme Performance Coating": Coatings designed for exposure to any of the following: the ambient weather conditions, temperatures above 368.15° K (203° F), detergents, abrasive and scouring agents, solvents, corrosive atmospheres, or other similar extreme environmental conditions.

"Fabric Coating": The coating of a textile substrate.

"Final Repair Coat": The repainting of any coating which is damaged during vehicle assembly.

"Firebox": The chamber or compartment of a boiler or furnace in which materials are burned, but not the combustion chamber or afterburner of an incinerator.

"Flexographic Printing": The application of words, designs and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is raised above the printing roll and the image carrier is made of elastomeric materials.

"Floating Roof": A roof on a stationary tank, reservoir or other container which moves vertically upon change in volume of the stored material.

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"Freeboard Height": For open top vapor degreasers, the distance from the top of the vapor zone to the top of the degreaser tank. For cold cleaning degreasers, the distance from the solvent to the top of the degreaser tank.

"Fuel Combustion Emission Source": Any furnace, boiler or similar equipment used for the primary purpose of producing heat or power by indirect heat transfer.

"Fuel Gas System": A system for collection of refinery fuel gas including, but not limited to, piping for collecting tail gas from various process units, mixing drums and controls and distribution piping.

"Fugitive Particulate Matter": Any particulate matter emitted into the atmosphere other than through a stack, provided that nothing in this definition or in 35 Ill. Adm. Code 212 Subpart K shall exempt any source from compliance with other provisions of 35 Ill. Adm. Code 212 otherwise applicable merely because of the absence of a stack.

"Gas Service": Means that the component contains process fluid that is in the gaseous state at operating conditions.

"Gasoline": Any petroleum distillate having a Reid vapor pressure of 4 pounds or greater.

"Gasoline Dispensing Facility": Any site where gasoline is transferred from a stationary storage tank to a motor vehicle gasoline tank used to provide fuel to the engine of that motor vehicle.

"Grain": The whole kernel or seed of corn, wheat, oats, soybeans and any other cereal or oil seed plant; and the normal fines, dust and foreign matter which results from harvesting, handling or conditioning. The grain shall be unaltered by grinding or processing.

"Grain-Drying Operation": Any operation, excluding aeration, by which moisture is removed from grain and which typically uses forced ventilation with the addition of heat.

"Grain-Handling and Conditioning Operation": A grain storage facility and its associate grain transfer, cleaning, drying, grinding and mixing operations.

"Grain-Handling Operation": Any operation where one or more of the following grain-related processes (other than grain-drying operation, portable grain-handling equipment, one-turn storage space, and excluding flour mills and feed mills) are performed: receiving, shipping, transferring, storing, mixing or treating of grain or other processes pursuant to normal grain operations.

"Green Tire Spraying": The spraying of green tires, both inside and outside, with release compounds which help remove air from the tire during molding and prevent the tire from sticking to the mold after curing.



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"Green Tires": Assembled tires before molding and curing have occurred.

"Gross Heating Value": Amount of heat produced when a unit quantity of fuel is burned to carbon dioxide and water vapor, and the water vapor condensed as described in A.S.T.M. D-2015-66, D-900-55, D-1826-64 and D-240-64.

"Heavy Liquid": Liquid with a true vapor pressure of less than 0.3 kPa (0.04 psi) at 294.3° K (70° F) or 0.1 Reid Vapor Pressure as determined by A.S.T.M. method D-323; or which when distilled requires a temperature of 300° F or greater to recover 10% of the liquid as determined by A.S.T.M. method D-86.

"Heavy Metals": For the purposes of Section 9.4 of the Act, elemental, ionic, or combined forms of arsenic, cadmium, mercury, chromium, nickel and lead.

"Heavy, Off-Highway Vehicle Products": For the purposes of Section 215.204(k), heavy off-highway vehicle products shall include: heavy construction, mining, farming or material handling equipment; heavy industrial engines; diesel-electric locomotives and associated power generation equipment; and the components of such equipment or engines.

"Hot Well": The reservoir of a condensing unit receiving the condensate from a barometric condenser.

"Housekeeping Practices": Those activities specifically defined in the list of housekeeping practices developed by the Joint EPA - Industry Task Force and included herein under 35 Ill. Adm. Code 212.461.

"Incinerator": Combustion apparatus in which refuse is burned.

"Indirect Heat Transfer": Transfer of heat in such a way that the source of heat does not come into direct contact with process materials.

"In-Process Tank": A container used for mixing, blending, heating, reacting, holding, crystallizing, evaporating, or cleaning operations in the manufacture of pharmaceuticals.

"In-situ Sampling Systems": Nonextractive samplers or in-line samplers.

"Interior Body Spray Coat": A coating applied by spray to the interior of a can after the can body has been formed.

"Internal Transferring Area": Areas and associated equipment used for conveying grain among the various grain operations.

"Large Appliance Coating": The application of a coating material to the component metal parts (including but not limited to doors, cases, lids, panels and interior support parts) of residential and commercial washers, dryers, ranges, refrigerators, freezers, water heaters, dishwashers, trash compactors, air conditioners and other similar products.

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"Light-Duty Truck": Any second division motor vehicle, as that term is defined in the Illinois Vehicle Code, (Ill. Rev. Stat. 19891, ch. 951, pars. 1-100 et seq.) weighing less than 3854 kilograms (8500 pounds) gross.

"Liquid-Mounted Seal": A primary seal mounted in continuous contact with the liquid between the tank wall and the floating roof edge around the circumference of the roof.

"Liquid Service": Means that the equipment or component contains process fluid that is in a liquid state at operating conditions.

"Liquids Dripping": Any visible leaking from a seal including spraying, misting, clouding and ice formation.

"Load-Out Area": Any area where grain is transferred from the grain-handling operation to any vehicle for shipment or delivery.

"Low Solvent Coating": A coating which contains less organic solvent than the conventional coatings used by the industry. Low solvent coatings include water-borne, higher solids, electro-deposition and powder coatings.

"Magnet Wire Coating": The application of a coating of electrically insulating varnish or enamel to conducting wire to be used in electrical machinery.

"Major Dump Pit": Any dump pit with an annual grain through-put of more than 300,000 bushels, or which receives more than 40% of the annual grain through-put of the grain-handling operation.

"Major Metropolitan Area (MMA)": Any county or group of counties which is defined by the following Table:

## MAJOR METROPOLITAN AREAS IN ILLINOIS (MMA's)

## MMA

## COUNTIES INCLUDED IN MMA

Champaign-Urbana Chicago	Champaign Cook, Lake, Will, DuPage, McHenry, Kane, Grundy, Kendall, Kankakee Macon
Decatur	Peoria, Tazewell
Peoria	Winnebago
Rockford	Rock Island
Rock Island -- Moline	Sangamon
Springfield	St. Clair, Madison
St. Louis (Illinois)	St. Clair, Madison
Bloomington -- Normal	McLean

"Major Population Area (MPA)": Areas of major population concentration in Illinois, as described below:

The area within the counties of Cook; Lake; DuPage; Will; the townships of Burton, Richmond, McHenry, Greenwood, Nunda, Door, Algonquin, Grafton and the municipality of Woodstock, plus a zone extending two miles beyond the boundary of said municipality located in McHenry County; the

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townships of Dundee, Rutland, Elgin, Plato, St. Charles, Campion, Geneva, Blackberry, Batavia, Sugar Creek and Aurora located in Kane County; and the municipalities of Kankakee, Bradley and Bourbonnais, plus a zone extending two miles beyond the boundaries of said municipalities in Kankakee County.

The area within the municipalities of Rockford and Loves Park, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Rock Island, Moline, East Moline, Carbon Cliff, Milan, Oak Grove, Silvis, Hampton, Greenwood and Coal Valley, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Galesburg and East Galesburg, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Bartonville, Peoria and Peoria Heights, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Pekin, North Pekin, Marquette Heights, Creve Coeur and East Peoria, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Bloomington and Normal, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Champaign, Urbana and Savoy, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Decatur, Mt. Zion, Harriestown and Forsyth, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the municipalities of Springfield, Leland Grove, Jerome, Southern View, Grandview, Sherman and Chatham, plus a zone extending two miles beyond the boundaries of said municipalities.

The area within the townships of Godfrey, Foster, Wood River, Port Russell, Chouteau, Edwardsville, Venice, Nameoki, Alton, Granite City and Collinsville located in Madison County; and the townships of Stites, Canteen, Centreville, Caseyville, St. Clair, Sugar Loaf and Stookey located in St. Clair County.

"Manufacturing Process": A process emission source or series of process emission sources used to convert raw materials, feed stocks, subassemblies or other components into a product, either for sale or for use as a component in a subsequent manufacturing process.

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"Metal Furniture Coating": The application of a coating material to any furniture piece made of metal or any metal part which is or will be assembled with other metal, wood, fabric, plastic or glass parts to form a furniture piece including, but not limited to, tables, chairs, wastebaskets, beds, desks, lockers, benches, shelving, file cabinets, lamps and room dividers. This definition shall not apply to any coating line coating metal parts or products that is identified under the Standard Industrial Classification Code for Major Groups 33, 34, 35, 36, 37, 38, 39, 40 or 41.

## "Miscellaneous Fabricated Product Manufacturing Process":

A manufacturing process involving one or more of the following applications, including any drying and curing of formulations, and capable of emitting volatile organic material:

Adhesives to fabricate or assemble non-furniture components or products

Asphalt solutions to paper or fiberboard

Asphalt to paper or felt

Coatings or dye to leather

Coatings to plastic

Coatings to rubber or glass

Curing of furniture adhesives in an oven which would emit in excess of 10 tons of volatile organic material per year if no air pollution control equipment were used

Disinfectant material to manufactured items

Plastic foam scrap or "fluff" from the manufacture of foam containers and packaging material to form resin pellets

Resin solutions to fiber substances

Rubber solutions to molds

Viscose solutions for food casings

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

## "Miscellaneous Formulation Manufacturing Process":

A manufacturing process which compounds one or more of the following and is capable of emitting volatile organic material:



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## Adhesives

## Asphalt solutions

## Caulks, sealants or waterproofing agents

## Coatings, other than paint and ink

## Concrete curing compounds

## Dyes

## Friction materials and compounds

## Resin solutions

## Rubber solutions

## Viscose solutions

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

"Miscellaneous Metal Parts and Products": For the purpose of 35 Ill. Adm. Code 215.204, miscellaneous metal parts and products shall include farm machinery, garden machinery, small appliances, commercial machinery, industrial machinery, fabricated metal products and any other industrial category which coats metal parts or products under the Standard Industrial Classification Code for Major groups 33, 34, 35, 36, 37, 38 or 39 with the exception of the following: coating lines subject to 35 Ill. Adm. Code 215.204(a)-(i) and (k), automobile or light-duty truck refinishing, the exterior of marine vessels and the customized top coating of automobiles and trucks if production is less than thirty-five vehicles per day.

"Miscellaneous Organic Chemical Manufacturing Process":

A manufacturing process which produces by chemical reaction, one or more of the following organic compounds or mixtures of organic compounds and which is capable of emitting volatile organic materials:

Chemicals listed in 35 Ill. Adm. Code 215. Appendix D.

Chlorinated and sulfonated compounds

Cosmetic, detergent, soap or surfactant intermediaries or specialties and products

Disinfectants

Food additives

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## Oil and petroleum product additives

## Plasticizers

## Resins or polymers

## Rubber additives

## Sweeteners

## Varnishes

The storage and handling of formulations associated with the process described above.

The use and handling of organic liquids and other substances for clean-up operations associated with the process described above.

"Mixing Operation": The operation of combining two or more ingredients, of which at least one is a grain.

"New Grain-Drying Operation": Any grain-drying operation the construction or modification of which is commenced on or after June 30, 1975.

"New Grain-Handling Operation": Any grain-handling operation the construction or modification of which is commenced on or after June 30, 1975.

"No Detectable Volatile Organic Material Emissions": A discharge of volatile organic material into the atmosphere as indicated by an instrument reading of less than 500 ppm above background as determined in accordance with 40 CFR 60.485(c).

"One Hundred Percent Acid": Acid with a specific gravity of 1.8205 at 30° C in the case of sulfuric acid and 1.4952 at 30° C in the case of nitric acid.

"One-Turn Storage Space": That space used to store grain with a total annual through-put not in excess of the total bushel storage of that space.

"Opacity": A condition which renders material partially or wholly impervious to transmittance of light and causes obstruction of an observer's view. For the purposes of these regulations, the following equivalence between opacity and Ringelmann shall be employed:

Opacity Percent	Ringelmann
10	0.5
20	1.
30	1.5
40	2.
60	3.
80	4.
100	5.

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"Open Top Vapor Degreasing": The batch process of cleaning and removing soils from surfaces by condensing hot solvent vapor on the colder metal parts.

"Operator of Gasoline Dispensing Facility": Any person who is the lessee of or operates, controls or supervises a gasoline dispensing facility.

"Organic Compound": Any compound of carbon, excluding carbon monoxide, carbon dioxide, carbonic acid, metal carbides or carbonates, and ammonium carbonate.

"Organic Material": Any chemical compound of carbon including diluents and thinners which are liquids at standard conditions and which are used as solvents, viscosity reducers or cleaning agents, but excluding methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbide, metallic carbide, metallic carbonates and ammonium carbonate.

"Organic Materials": For the purposes of Section 9.4 of the Act, any chemical compound of, carbon including diluents and thinners which are liquids at standard conditions and which are used as solvents, viscosity reducers or cleaning agents, and polychlorinated dibenzo-p-dioxins, polychlorinated dibenzofurans and polynuclear aromatic hydrocarbons are organic materials, while methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbide, metallic carbide, metallic carbonates and ammonium carbonate are organic materials.

"Organic Vapor": Gaseous phase of an organic material or a mixture of organic materials present in the atmosphere.

"Overvarnish": A coating applied directly over ink or printing.

"Owner of Gasoline Dispensing Facility": Any person who has legal or equitable title to a stationary storage tank at a gasoline dispensing facility.

"Packaging Rotogravure Printing": Rotogravure printing upon paper, paper board, metal foil, plastic film and other substrates, which are, in subsequent operations, formed into packaging products or labels for articles to be sold.

"Paint Manufacturing Plant": A plant that mixes, blends, or compounds enamels, lacquers, sealers, shellacs, stains, varnishes or pigmented surface coatings.

"Paper Coating": The application of a coating material to paper or pressure sensitive tapes, regardless of substrate, including web coating on plastic fibers and decorative coatings on metal foil.

"Particulate Matter": Any solid or liquid material, other than water, which exists in finely divided form.

"Petroleum Liquid": Crude oil, condensate or any finished or intermediate product manufactured at a petroleum refinery, but not including Number 2 through Number 6 fuel oils as specified in

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A.S.T.M. D-396-69, gas turbine fuel oils Numbers 2-GT through 4-GT as specified in A.S.T.M. D-2880-71 or diesel fuel oils Numbers 2-D and 4-D, as specified in A.S.T.M. D-975-68.

"Petroleum Refinery": Any facility engaged in producing gasoline, kerosene, distillate fuel oils, residual fuel oils, lubricants, or other products through distillation, cracking, extraction or reforming of unfinished petroleum derivatives.

"Pharmaceutical": Any compound or mixture, other than food, used in the prevention, diagnosis, alleviation, treatment or cure of disease in man and animal.

"Pharmaceutical Coating Operation": A device in which a coating is applied to a pharmaceutical, including any drying or curing of the coating.

"Photochemically Reactive Material": Any organic material with an aggregate of more than 20 percent of its total volume composed of the chemical compounds classified below or the composition of which exceeds any of the following individual percentage composition limitations. Whenever any photochemically reactive material or any constituent of any organic material may be classified from its chemical structure into more than one of the above groups of organic materials it shall be considered as a member of the most reactive group, that is, the group having the least allowable percent of the total organic materials.

A combination of hydrocarbons, alcohols, aldehydes, esters, ethers or ketones having an olefinic or cyclo-olefinic types of unsaturation: 5 percent. This definition does not apply to perchlorethylene or trichloroethylene.

A combination of aromatic compounds with eight or more carbon atoms to the molecule except ethyl-benzene: 8 percent.

A combination of ethylbenzene, ketones having branched hydrocarbon structures or toluene: 20 percent.

"Plant": all of the pollutant-emitting activities which belong to the same industrial grouping, are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control), except the activities of any marine vessel. Pollutant-emitting activities shall be considered as part of the same industrial grouping if they belong to the same major group (i.e., which have the same two-digit code) as described in the "Standard Industrial Classification Manual", 1987.

"PM-10": particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers, as measured by the applicable test methods specified in 35 Ill. Adm. Code 212.110.

"Pneumatic Rubber Tire Manufacture": The production of pneumatic rubber tires with a bead diameter up to but not including 20.0 inches and cross section dimension up to 12.8 inches, but not including specialty tires for antique or other vehicles when



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produced on equipment separate from normal production lines for passenger or truck type tires.

"Polybasic Organic Acid Partial Oxidation Manufacturing Process": Any process involving partial oxidation of hydrocarbons with air to manufacture polybasic acids or their anhydrides, such as maleic anhydride, phthalic anhydride, terephthalic acid, isophthalic acid, trimellitic anhydride.

"Portable Grain-Handling Equipment": Any equipment (excluding portable grain dryers) that is designed and maintained to be movable primarily for use in a non-continuous operation for loading and unloading one-turn storage space, and is not physically connected to the grain elevator, provided that the manufacturer's rated capacity of the equipment does not exceed 10,000 bushels per hour.

"Portland Cement Manufacturing Process Emission Source": Any items of process equipment or manufacturing processes used in or associated with the production of portland cement, including, but not limited to, a kiln, clinker cooler, raw mill system, finish mill system, raw material dryer, material storage bin or system, material conveyor belt or other transfer system, material conveyor belt transfer point, bagging operation, bulk unloading station, or bulk loading station.

"Portland Cement Process" or "Portland Cement Manufacturing Plant": Any facility or plant manufacturing portland cement by either the wet or dry process.

"Power Driven Fastener Coating": The coating of nail, staple, brad and finish nail fasteners where such fasteners are fabricated from wire or rod of 0.0254 inch diameter or greater, where such fasteners are bonded into coils or strips, such coils and strips containing a number of such fasteners, which fasteners are manufactured for use in power tools, and which fasteners must conform with formal standards for specific uses established by various federal and national organizations including Federal Specification FF-N-108b of the General Services Administration dated August 23, 1977 (does not include any later amendments or editions; U.S. Army Armament Research and Development Command, Attn: DRDAR-TST, Rock Island, IL 61201), Bulletin UN-25d of the U.S. Department of Housing and Urban Development - Federal Housing Administration dated September 5, 1973 (does not include any later amendments or editions; Department of HUD, 547 W. Jackson Blvd., Room 1005, Chicago, IL 60606), and the Model Building Code of the Council of American Building Officials, and similar standards. For the purposes of this definition, the terms "brad" and "finish nail" refer to single leg fasteners fabricated in the same manner as staples. The application of coatings to staple, brad, and finish nail fasteners may be associated with the incremental forming of such fasteners in a cyclic or repetitious manner (incremental fabrication) or with the forming of strips of such fasteners as a unit from a band of wires (unit fabrication).

"PPM (Vol.) - (Parts per Million) (Volume)": A volume/volume ratio which expresses the volumetric concentration of gaseous air contaminant in a million unit volumes of gas.

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"Pressure Release": The emission of materials resulting from system pressure being greater than set pressure of the pressure relief device.

"Pressure Tank": A tank in which fluids are stored at a pressure greater than atmospheric pressure.

"Prime Coat": The first film of coating material applied in a multiple coat operation.

"Prime Surfer Coat": A film of coating material that touches up areas on the surface not adequately covered by the prime coat before application of the top coat.

"Process": Any stationary emission source other than a fuel combustion emission source or an incinerator.

"Process Unit": Components assembled to produce, as intermediate or final products, one or more of the chemicals listed in 35 Ill. Adm. Code 215. Appendix D. A process unit can operate independently if supplied with sufficient feed or raw materials and sufficient storage facilities for the product.

"Process Unit Shutdown": A work practice or operational procedure that stops production from a process unit or part of a process unit. An unscheduled work practice or operational procedure that stops production from a process unit or part of a process unit for less than 24 hours is not a process unit shutdown. The use of spare components and technically feasible bypassing of components without stopping production is not a process unit shutdown.

"Process Weight Rate": The actual weight or engineering approximation thereof of all materials except liquid and gaseous fuels and combustion air, introduced into any process per hour. For a cyclical or batch operation, the process weight rate shall be determined by dividing such actual weight or engineering approximation thereof by the number of hours of operation excluding any time during which the equipment is idle. For continuous processes, the process weight rate shall be determined by dividing such actual weight or engineering approximation thereof by the number of hours in one complete operation, excluding any time during which the equipment is idle.

"Production Equipment Exhaust System": A system for collecting and directing into the atmosphere emissions of volatile organic material from reactors, centrifuges and other process emission sources.

"Publication Rotogravure Printing": Rotogravure printing upon paper which is subsequently formed into books, magazines, catalogues, brochures, directories, newspaper supplements or other types of non-packaging printed materials.

"Purged Process Fluid": Liquid or vapor from a process unit that contains volatile organic material and that results from flushing or cleaning the sample line(s) of a process unit so that an uncontaminated sample may then be taken for testing or analysis.

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"Reactor": A vat, vessel or other device in which chemical reactions take place.

"Reasonably Available Control Technology (RACT)": The lowest emission limitation that an emission source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility.

"Refinery Fuel Gas": Any gas which is generated by a petroleum refinery process unit and which is combusted at the refinery, including any gaseous mixture of natural gas and fuel gas.

"Refinery Unit, Process Unit or Unit": A set of components which are a part of a basic process operation such as distillation, hydrotreating, cracking or reforming of hydrocarbons.

"Refrigerated Condenser": a surface condenser in which the coolant supplied to the condenser has been cooled by a mechanical device, other than by a cooling tower or evaporative spray cooling, such as a refrigeration unit or steam chiller unit.

"Residual Fuel Oil": Fuel oils of grade No. 4, 5 and 6 as specified in detailed requirements for fuel oils A.S.T.M. D-396-69 (1971).

"Restricted Area": The area within the boundaries of any "municipality" as defined in the Illinois Municipal Code, plus a zone extending one mile beyond the boundaries of any such municipality having a population of 1000 or more according to the latest federal census. (ch. 24, par 1-1-1 et seq.)

"Ringelmann Chart": The chart published and described in the Bureau of Mines, U.S. Department of Interior, Information Circular 8333 (Revision of IC7718) May 1, 1967, or any adaptation thereof which has been approved by the Agency.

"Roadway": Any street, highway, road, alley, sidewalk, parking lot, airport, rail bed or terminal, bikeway, pedestrian mall or other structure used for transportation purposes.

"Roll Printing": The application of words, designs and pictures to a substrate usually by means of a series of hard rubber or metal rolls each with only partial coverage.

"Rotogravure Printing": The application of words, designs and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is recessed relative to the non-image area.

"Safety Relief Valve": A valve which is normally closed and which is designed to open in order to relieve excessive pressures within a vessel or pipe.

"Sandblasting": The use of a mixture of sand and air at high pressures for cleaning and/or polishing any type of surface.

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"Sensor": A device that measures a physical quantity or the change in a physical quantity such as temperature, pressure, flow rate, pH, or liquid level.

"Set of Safety Relief Valves": One or more safety relief valves designed to open in order to relieve excessive pressures in the same vessel or pipe.

"Sheet Basecoat": A coating applied to metal when the metal is in sheet form to serve as either the exterior or interior of a can for either two-piece or three-piece cans.

"Shotblasting": The use of a mixture of any metallic or non-metallic substance and air at high pressures for cleaning and/or polishing any type of surface.

"Side-Seam Spray Coat": A coating applied to the seam of a three-piece can.

"Smoke": Small gas-borne particles resulting from incomplete combustion, consisting predominately but not exclusively of carbon, ash and other combustible material, that form a visible plume in the air.

"Smokeless Flare": A combustion unit and the stack to which it is affixed in which organic material achieves combustion by burning in the atmosphere such that the smoke or other particulate matter emitted to the atmosphere from such combustion does not have an appearance density or shade darker than No. 1 of the Ringelmann Chart.

"Solvent Cleaning": The process of cleaning soils from surfaces by cold cleaning, open top vapor degreasing or conveyORIZED degreasing.

"Specialty High Gloss Catalyzed Coating": Commercial contract finishing of material prepared for printers and lithographers where the finishing process uses a solvent-borne coating, formulated with a catalyst, in a quantity of no more than 12,000 gallons/year as supplied, where the coating machines are sheet fed and the coated sheets are brought to a minimum surface temperature of 190° F, and where the coated sheets are to achieve the minimum specular reflectance index of 65 measured at a 60 degree angle with a gloss meter.

"Splash Loading": A method of loading a tank, railroad tank car, tank truck or trailer by use of other than a submerged loading pipe.

"Stack": A flue or conduit, free-standing or with exhaust port above the roof of the building on which it is mounted, by which air contaminants are emitted into the atmosphere.

"Standard Conditions": A temperature of 70° F and a pressure of 14.7 pounds per square inch absolute (psia).

"Standard Cubic Foot (scf)": The volume of one cubic foot of gas at standard conditions.



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"Startup": The setting in operation of an emission source for any purpose.

"Stationary Emission Source": An emission source which is not self-propelled.

"Stationary Storage Tank": Any container of liquid or gas which is designed and constructed to remain at one site.

"Submerged Loading Pipe": Any loading pipe the discharge opening of which is entirely submerged when the liquid level is 6 inches above the bottom of the tank. When applied to a tank which is loaded from the side, any loading pipe the discharge of which is entirely submerged when the liquid level is 18 inches or two times the loading pipe diameter, whichever is greater, above the bottom of the tank. The definition shall also apply to any loading pipe which is continuously submerged during loading operations.

"Sulfuric Acid Mist": Sulfuric acid mist as measured according to the method specified in 35 Ill. Adm. Code 214.101(b).

"Surface Condenser": A device which removes a substance from a gas stream by reducing the temperature of the stream, without direct contact between the coolant and the stream.

"Synthetic Organic Chemical or Polymer Manufacturing Plant": A plant that produces, as intermediates or final products, one or more of the chemicals or polymers listed in 35 Ill. Adm. Code 215. Appendix D.

"Tablet Coating Operation": A pharmaceutical coating operation in which tablets are coated.

"Top Coat": A film of coating material applied in a multiple coat operation other than the prime coat, final repair coat or prime surfacer coat.

"Transfer Efficiency": ratio of the amount of coating solids deposited onto a part or product to the total amount of coating solids used.

"Tread End Cementing": The application of a solvent-based cement to the tire tread ends.

"True Vapor Pressure": The equilibrium partial pressure exerted by a petroleum liquid as determined in accordance with methods described in American Petroleum Institute Bulletin 2517, "Evaporation Loss From Floating Roof Tanks" (1962).

"Turnaround": The procedure of shutting down an operating refinery unit, emptying gaseous and liquid contents to do inspection, maintenance and repair work, and putting the unit back into production.

"Undertread Cementing": The application of a solvent-based cement to the underside of a tire tread.

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"Unregulated Safety Relief Valve": A safety relief valve which cannot be actuated by a means other than high pressure in the pipe or vessel which it protects.

"Vacuum Producing System": Any reciprocating, rotary or centrifugal blower or compressor, or any jet ejector or device that creates suction from a pressure below atmospheric and discharges against a greater pressure.

"Valves Not Externally Regulated": Valves that have no external controls, such as in-line check valves.

"Vapor Balance System": Any combination of pipes or hoses which creates a closed system between the vapor spaces of an unloading tank and a receiving tank such that vapors displaced from the receiving tank are transferred to the tank being unloaded.

"Vapor Collection System": All piping, seals, hoses, connections, pressure-vacuum vents, and other possible sources between the gasoline delivery vessel and the vapor processing unit and/or the storage tanks and vapor holder.

"Vapor Control System": Any system that prevents release to the atmosphere of organic material in the vapors displaced from a tank during the transfer of gasoline.

"Vapor-Mounted Primary Seal": A primary seal mounted with an air space bounded by the bottom of the primary seal, the tank wall, the liquid surface and the floating roof.

"Vinyl Coating": The application of a topcoat or printing to vinyl coated fabric or vinyl sheets.

"Volatile Organic Liquid": Any liquid which contains volatile organic material.

## "Volatile Organic Material":

Any organic compound which participates in atmospheric photochemical reactions unless specifically exempted from this definition. For purposes of determining compliance with emission limits, volatile organic material shall be measured by the reference test methods incorporated by reference in 35 Ill. Adm. Code 215.105. Where such a method also inadvertently measures compounds with negligible photochemical reactivity, an owner or operator may exclude these negligibly reactive compounds.

For purposes of this definition, the following organic compounds have been determined to have negligible photochemical reactivity and are not volatile organic materials:

Chlorodifluoroethane (HCFC-142b)  
 Chlorodifluoromethane (CFC-22)  
 Chloropentafluoroethane (CFC-115)  
 2-Chloro-1,1,1,2-tetrafluoroethane (HCFC-124)  
 Dichlorodifluoromethane (CFC-12)

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Dichlorofluoroethane (HCFC-141b)  
 Dichloromethane (Methylene chloride)  
 Dichlorotetrafluoroethane (CFC-114)  
 Dichlorotrifluoroethane (HCFC-123)  
 1,1-Difluoroethane (HFC-152a)  
 Ethane  
 Methane  
 Pentafluoroethane (HFC-125)  
 Tetrafluoroethane (HFC-134a)  
 1,1,2,2-Tetrafluoroethane (HFC-134)  
 Trichloroethane (Methyl chloroform)  
 Trichlorofluoromethane (CFC-11)  
 Trichlorotrifluoroethane (CFC-113)  
 1,1,1-Trifluoroethane (HFC-143a)  
 Trifluoromethane (FC-23)

and the following classes of compounds:

Cyclic, branched, or linear, completely fluorinated alkanes.

Cyclic, branched, or linear, completely fluorinated ethers with no unsaturations.

Cyclic, branched, or linear, completely fluorinated tertiary amines with no unsaturations.

Sulphur-containing perfluorocarbons with no unsaturations and with sulfur bonds only to carbon and fluorine.

BOARD NOTE: Derived from 40 CFR 51.100(s) [definition of "volatile organic compound"], as added at 57 Fed. Reg. 3941 (Feb. 3, 1992).  
 USEPA or the Agency may require monitoring to demonstrate the amount of an exempted compound in a source's emissions on a case-by-case basis as a pre-condition to exemption of that compound under certain circumstances, such as where VOMs and exempted compounds are mixed together, there are a large number of exempted compounds, or the chemical composition of the exempted compounds is not known. See 35 Ill. Adm. Code 215.108; 56 Fed. Reg. 11419-20.

"Volatile Organic Material Content" or "VOMC": the emissions of volatile organic material which would result from the exposure of a coating, printing ink, fountain solution, tire spray, dry cleaning waste or other similar material to the air, including any drying or curing, in the absence of any control equipment. VOMC is typically expressed as kilogram (kg) VOM/liter (lb VOM/gallon) of coating or coating solids, or kg VOM/kg (lb VOM/lb) of coating solids, of coating material or material.

"Volatile Petroleum Liquid": Any petroleum liquid with a true vapor pressure that is greater than 1.5 psia (78 millimeters of mercury) at standard conditions.

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"Wastewater (Oil/Water) Separator": Any device or piece of equipment which utilizes the difference in density between oil and water to remove oil and associated chemicals of water, or any device, such as a flocculation tank or a clarifier, which removes petroleum derived compounds from waste water.

"Weak Nitric Acid Manufacturing Process": Any acid producing facility manufacturing nitric acid with a concentration of less than 70 percent by weight.

"Woodworking": The shaping, sawing, grinding, smoothing, polishing and making into products of any form or shape of wood.

(Source: Amended at 16 Ill. Reg. , effective )



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1) Heading of the Part: MAJOR STATIONARY SOURCES CONSTRUCTION AND MODIFICATION2) Code Citation: 35 Ill. Adm. Code 2033) Section Numbers: Proposed Action:

203.145 Amendment

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 1114, pars. 1009.1(e), 1010 and 1027.5) A Complete Description of the Subjects and Issues Involved:

A complete description is contained in the Board's Opinion of February 27, 1992 in R91-24, which Opinion is available from the address below.

The amendments to Part 203 are closely related to a series of amendments under Board docket R91-24. Parts 203, 211, 215, 218, and 219 are affected under this docket. All amendments under R91-24 are intended to make the definitions of "volatile organic material" and "volatile organic compound" consistent throughout the body of the Illinois Air Pollution Control regulations.

In R91-10, effective October 11, 1991, the Board amended Parts 211 and 215 to reflect the most recent update of USEPA's "Recommended Policy on the Control of Volatile Organic Compounds". USEPA adopted a definition of "volatile organic compound" and withdrew its Recommended Policy as moot effective March 4, 1992 because the new definition codified that policy. The R91-24 rulemakings, of which the present amendments are a segment, codifies the latest USEPA policy with regard to exempting certain negligibly-reactive compounds from regulation as volatile organic materials.

In particular, the amendments to Part 203 amend the Section 203.145 definition of "volatile organic compound" to make this term mean the same as does "volatile organic material" throughout the balance of the Air Pollution Control rules. This effectively exempts from the permit requirements those compounds that are exempted from substantive regulation pursuant to other Parts of those rules.

6) Will these proposed amendments replace emergency amendments currently in effect? No.7) Does this rulemaking contain an automatic repeal date? No.8) Does these proposed amendments contain incorporations by reference? No.9) Are there any other amendments pending on this Part? No.10) Statement of Statewide Policy Objectives:

This rulemaking is mandated by Section 9.1(e) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 8 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in the activity that emits volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt

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certain compounds from existing regulations.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R91-24 and be addressed to:

Ms. Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center, Suite 11-500  
100 W. Randolph St.  
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: March 2, 1992.B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses which emit volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

The full text of the proposed amendments begins on the next page:

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NOTICE OF PROPOSED AMENDMENTS

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE B: AIR POLLUTION

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER a: PERMITS AND GENERAL PROVISIONS

PART 203

MAJOR STATIONARY SOURCES CONSTRUCTION AND MODIFICATION

SUBPART A: GENERAL PROVISIONS

Section

- 203.101 Definitions
- 203.103 Actual Construction
- 203.104 Actual Emissions
- 203.107 Allowable Emissions
- 203.110 Allowable Growth Margin
- 203.112 Building, Structure and Facility Commence
- 203.113 Construction
- 203.116 Dispersion Enhancement Techniques
- 203.117 Emission Baseline
- 203.119 Emission Offset
- 203.122 Emissions Unit
- 203.123 Fugitive Emissions
- 203.124 Installation
- 203.125 LAER
- 203.126 Nonattainment Area
- 203.127 Potential to Emit
- 203.128 Reasonable Further Progress
- 203.131 Secondary Emissions
- 203.134 Stationary Source
- 203.136 Volatile Organic Compound
- 203.145 Public Participation
- 203.150 Severability (Repealed)
- 203.155

SUBPART B: MAJOR STATIONARY SOURCES IN NONATTAINMENT AREAS

Section

- 203.201 Prohibition
- 203.202 Coordination With Permit Requirement and Application Pursuant to 35 Ill. Adm. Code 201
- 203.203 Construction Permit Requirement and Application
- 203.204 Duration of Construction Permit (Repealed)
- 203.205 Effect of Permits
- 203.206 Major Stationary Source
- 203.207 Major Modification of a Source
- 203.208 Net Emission Determination
- 203.209 Significant Emissions Determination
- 203.210 Relaxation of a Source-Specific Limitation
- 203.211 Permit Exemption Based on Fugitive Emissions

SUBPART C: REQUIREMENTS FOR MAJOR STATIONARY SOURCES IN NONATTAINMENT AREAS

Section

- 203.301 Lowest Achievable Emission Rate
- 203.302 Maintenance of Reasonable Further Progress and Emission Offsets
- 203.303 Baseline and Emission Offsets Determination
- 203.304 Exemptions from Emissions Offset Requirement (Repealed)
- 203.305 Compliance by Existing Sources
- 203.306 Analysis of Alternatives

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SUBPART F: OPERATION OF A MAJOR STATIONARY SOURCE OR MAJOR MODIFICATION

- Section 203.601 Lowest Achievable Emission Rate Compliance Requirement
- 203.602 Emission Offset Maintenance Requirement
- 203.603 Ambient Monitoring Requirement (Repealed)

SUBPART G: GENERAL MAINTENANCE OF EMISSION OFFSETS

Section

- 203.701 General Maintenance of Emission Offsets

AUTHORITY: Implementing Section 9.1 and authorized by Sections 5 and 27 of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 1114, pars. 1009.1, 1005 and 1027).

SOURCE: Adopted and codified at 7 Ill. Reg. 9344, effective July 22, 1983; codified at 7 Ill. Reg. 13588; amended in R85-20 at 12 Ill. Reg. 6118, effective March 22, 1988; amended in R91-24 at 16 Ill. Reg. , effective

SUBPART A: GENERAL PROVISIONS

Section 203.145 Volatile Organic Compound

"Volatile Organic Compound" means any chemical compound of carbon, released to or present in the atmosphere in a gaseous state, including compounds which are liquids at standard conditions, but excluding the following compounds: methane, ethane, carbon monoxide, carbon dioxide, triethylamine, methyl carbide, metal carbonates, ammonium carbonate, 1,1,1-trichloroethane (methyl chloroform), methylene chloride, trichloroethylene (TCE), 1,1,1-trichloroethane (CFC-11), dichlorodifluoromethane (CFC-12), chlorodifluoromethane (CFC-22), trifluoromethane (CFC-113), trichloroethylene (CFC-114), dichlorotetrafluoroethane (CFC-114), pentafluoroethane (CFC-115). Standard conditions means a temperature of 70 F and a pressure of 14.7 pounds per square inch absolute (psia). "Volatile organic material," as that term is defined at 35 Ill. Adm. Code 211.122.

(Source: Amended at 16 Ill. Reg. , effective )



## POLLUTION CONTROL BOARD

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: ORGANIC MATERIAL EMISSION STANDARDS AND LIMITATIONS2) Code Citation: 35 Ill. Adm. Code 2153) Section Numbers: Proposed Action:

215.109 Amendment

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111½, pars. 1009.1(e), 1010 and 1027.5) A Complete Description of the Subjects and Issues Involved:

A complete description is contained in the Board's Opinion of February 27, 1992 in R91-24, which Opinion is available from the address below.

The amendments to Part 215 are closely related to a series of amendments under Board docket R91-24. Parts 203, 211, 215, 218, and 219 are affected under this docket. All amendments under R91-24 are intended to make the definitions of "volatile organic material" and "volatile organic compound" consistent throughout the body of the Illinois Air Pollution Control regulations.

In R91-10, effective October 11, 1991, the Board amended Parts 211 and 215 to reflect the most recent update of USEPA's "Recommended Policy on the Control of Volatile Organic Compounds". USEPA adopted a definition of "volatile organic compound" and withdrew its Recommended Policy as moot effective March 4, 1992 because the new definition codified that policy. The R91-24 rulemakings, of which the present amendments are a segment, codifies the latest USEPA policy with regard to exempting certain negligibly-reactive compounds from regulation as volatile organic materials.

In particular, the amendments to Part 215 add a Board Note that references the Federal Recommended Policy and the new federal definition as the source of this requirement. This Note observes that USEPA has retained independent authority to require monitoring for exempted compounds, regardless of what the state requires.

6) Will these proposed amendments replace emergency amendments currently in effect? No.7) Does this rulemaking contain an automatic repeal date? No.8) Does these proposed amendments contain incorporations by reference? No.9) Are there any other amendments pending on this Part? Yes.

Section Numbers	Proposed Action	Illinois Register Citation
215.100	Amendment	16 Ill. Reg. 04682, 3-27-92
215.123	Amendment	16 Ill. Reg. 04170, 3-20-92
215.583	Amendment	16 Ill. Reg. 04170, 3-20-92

10) Statement of Statewide Policy Objectives:

## POLLUTION CONTROL BOARD

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This rulemaking is mandated by Section 9.1(e) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 8 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in the activity that emits volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

11) Time, Place and Manner in which interested persons may comment on this Proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R91-24 and be addressed to:

Ms. Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center, Suite 11-500  
100 W. Randolph St.  
Chicago, IL 60601

12) Initial Regulatory Flexibility Analysis:A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: March 2, 1992.B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses which emit volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

C) Retorting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

D) Types of professional skills necessary for compliance:

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

The full text of the proposed amendments begins on the next page:

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## POLLUTION CONTROL BOARD

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## TITLE 35: ENVIRONMENTAL PROTECTION

## SUBTITLE B: AIR POLLUTION

## CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER C: EMISSIONS STANDARDS AND LIMITATIONS  
FOR STATIONARY SOURCES

## PART 215

## ORGANIC MATERIAL EMISSION STANDARDS AND LIMITATIONS

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215.103	Abbreviations and Conversion Factors
215.104	Definitions
215.105	Incorporations by Reference
215.106	Afterburners
215.107	Determination of Applicability
215.108	Measurement of Vapor Pressure
215.109	Monitoring for Negligibly-Reactive Compounds

## SUBPART B: ORGANIC EMISSIONS FROM STORAGE AND LOADING OPERATIONS

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215.121	Storage Containers
215.122	Loading Operations
215.123	Petroleum Liquid Storage Tanks
215.124	External Floating Roofs
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## SUBPART C: ORGANIC EMISSIONS FROM MISCELLANEOUS EQUIPMENT

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215.141	Separation Operations
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215.181	Solvent Cleaning in General
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215.185	Compliance Plan

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**AUTHORITY:** Implementing Sections 9.1(e) and 10 and authorized by Section 27 of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111½, pars. 1009.1(e), 1010 and 1027).

**SOURCE:** Adopted as Chapter 2: Air Pollution, Rule 205: Organic Material Emission Standards and Limitations, R71-23, 4 PCB 191, filed and effective April 14, 1972; amended in R77-3, 33 PCB 357, at 3 Ill. Reg. 18, p. 41, effective May 3, 1979; amended in R78-3 and R78-4, 35 PCB 75, at 3 Ill. Reg. 30, p. 124, effective July 28, 1979; amended in R80-5 at 7 Ill. Reg. 1244,

## POLLUTION CONTROL BOARD

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effective January 21, 1983; codified at 7 Ill. Reg. 13601; Notice of Corrections at 7 Ill. Reg. 14575; amended in R82-14 at 8 Ill. Reg. 13254, effective July 12, 1984; amended in R83-36 at 9 Ill. Reg. 9114, effective May 30, 1985; amended in R82-14 at 9 Ill. Reg. 13960, effective August 28, 1985; amended in R85-28 at 11 Ill. Reg. 3127, effective February 3, 1987; amended in R82-14 at 11 Ill. Reg. 7296, effective April 3, 1987; amended in R85-21(A) at 11 Ill. Reg. 11770, effective June 29, 1987; recodified in R86-39 at 11 Ill. Reg. 13541; amended in R82-14 and R86-12 at 11 Ill. Reg. 16706, effective September 30, 1987; amended in R85-21(B) at 11 Ill. Reg. 19117, effective November 9, 1987; amended in R86-36, R86-39, R86-40 at 11 Ill. Reg. 20829, effective December 14, 1987; amended in R82-14 and R86-37 at 12 Ill. Reg. 815, effective December 24, 1987; amended in R86-18 at 12 Ill. Reg. 7311, effective April 8, 1988; amended in R86-10 at 12 Ill. Reg. 7650, effective April 11, 1988; amended in R88-23 at 13 Ill. Reg. 10893, effective June 27, 1989; amended in R88-30(A) at 14 Ill. Reg. 3555, effective February 27, 1990; emergency amendments adopted in R88-30(A) at 14 Ill. Reg. 6421, effective April 11, 1990, for a maximum of 150 days; amended in R88-19 at 14 Ill. Reg. 7596, effective May 8, 1990; amended in R89-16(A) at 14 Ill. Reg. 9173, effective May 23, 1990; amended in R88-30(B) at 15 Ill. Reg. 3309, effective February 13, 1991; amended in R88-14 at 15 Ill. Reg. 8018, effective May 14, 1991; amended in R91-7 at 15 Ill. Reg. 12217, effective August 19, 1991; amended in R91-10 at 15 Ill. Reg. 15595, effective October 11, 1991; amended in R89-7(B) at 15 Ill. Reg. 17687, effective November 26, 1991; amended in R91-9 at 16 Ill. Reg. 3132, effective February 18, 1992; amended in R91-24 at 16 Ill. Reg. , effective

## SUBPART A: GENERAL PROVISIONS

## Section 215.109 Monitoring for Negligibly-Reactive Compounds

Any provision of 35 Ill. Adm. Code 211 notwithstanding, the Agency may require monitoring for any of the compounds listed at 35 Ill. Adm. Code 211.122 as exempted from the definition of "volatile organic material," as a precondition to such exemption where direct quantification of volatile organic material emissions is not possible due to any of the following circumstances which make it necessary to quantify the exempt compound emissions in order to quantify volatile organic material emissions:

- VOMs and exempted compounds are mixed together in the same emissions;
- There are a large number of exempted compounds in the same emissions; or
- The chemical composition of the exempted compounds in the emissions is not known.

**Board Note:** Derived from the USEPA "Recommended Policy on the Control of Volatile Organic Compounds," as amended at 56 Fed. Reg. 11418, March 18, 1991, and subsequently codified as 40 CFR 51.100(s), as added at 57 Fed. Reg. 3941 (Feb. 3, 1992).

(Source: Amended at 16 Ill. Reg. , effective )



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## NOTICE OF PROPOSED AMENDMENTS

- 1) **Heading of the Part:** ORGANIC MATERIAL EMISSION STANDARDS AND LIMITATIONS FOR THE CHICAGO AREA

2) **Code Citation:** 35 Ill. Adm. Code 218

3) **Section Numbers:** **Proposed Action:**  
218.104 Amendment

4) **Statutory Authority:** Ill. Rev. Stat. 1991, ch. 1114, pars. 1009.1(e), 1010 and 1027.

- 5) **A Complete Description of the Subjects and Issues Involved:**

A complete description is contained in the Board's Opinion of February 27, 1992 in R91-24, which Opinion is available from the address below.

The amendments to Part 218 are closely related to a series of amendments under Board docket R91-24. Parts 203, 211, 215, 218, and 219 are affected under this docket. All amendments under R91-24 are intended to make the definitions of "volatile organic material" and "volatile organic compound" consistent throughout the body of the Illinois Air Pollution Control regulations.

In R91-10, effective October 11, 1991, the Board amended Parts 211 and 215 to reflect the most recent update of USEPA's "Recommended Policy on the Control of Volatile Organic Compounds". USEPA adopted a definition of "volatile organic compound" and withdrew its Recommended Policy as moot effective March 4, 1992 because the new definition codified that policy. The R91-24 rulemakings, of which the present amendments are a segment, codifies the latest USEPA policy with regard to exempting certain negligibly-reactive compounds from regulation as volatile organic materials.

In particular, the amendments to Part 218 amend the Section 218.104 definition of "volatile organic material" to make this term mean the same as it does throughout the balance of the Air Pollution Control rules. This effectively exempts from regulation those compounds in the Chicago metropolitan area that are exempted from substantive regulation in other areas of the state pursuant to Part 215.

- 6) **Will these proposed amendments replace emergency amendments currently in effect?** No.

7) **Does this rulemaking contain an automatic repeal date?** No.

8) **Does these proposed amendments contain incorporations by reference?** No.

9) **Are there any other amendments pending on this Part?** Yes.

Section Numbers	Proposed Action	Illinois Register Citation
218.583	Amendment	16 Ill. Reg. 04184, 3-20-92
218.586	New Section	16 Ill. Reg. 04184, 3-20-92

- 10) **Statement of Statewide Policy Objectives:**

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This rulemaking is mandated by Section 9.1(e) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 8 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in the an activity that emits volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

- 11) **Time, Place and Manner in which interested persons may comment on this proposed rulemaking:**

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R91-24 and be addressed to:

Ms. Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center, Suite 11-500  
100 W. Randolph St.  
Chicago, IL 60601

- 12) **Initial Regulatory Flexibility Analysis:**

A) **Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs:** March 2, 1992.

B) **Types of small businesses affected:**

The existing rules and proposed amendments affect small businesses which emit volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

C) **Reporting, bookkeeping or other procedures required for compliance:**

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

D) **Types of professional skills necessary for compliance:**

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

**The full text of the proposed amendments begins on the next page:**

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SUBTITLE B: AIR POLLUTION

CHAPTER I: POLLUTION CONTROL BOARD

SUBCHAPTER C: EMISSIONS STANDARDS AND LIMITATIONS  
FOR STATIONARY SOURCES

PART 218

ORGANIC MATERIAL EMISSION STANDARDS AND LIMITATIONS  
FOR THE CHICAGO AREA

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**AUTHORITY:** Implementing Section 10 and authorized by Section 28.2 of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111½, pars. 1010 and 1028.2)

**SOURCE:** Adopted in R91-7 at 15 Ill. Reg. 12231, effective August 16, 1991; amended in R91-24 at 16 Ill. reg. , effective .

## SUBPART A: GENERAL PROVISIONS

## Section 218.104 Definitions

The following terms are defined for the purpose of this Part.

"Accelacota" means a pharmaceutical coating operation which consists of a horizontally rotating perforated drum in which tablets are placed, a coating is applied by spraying, and the coating is dried by the flow of air across the drum through the perforations.

"Accumulator" means the reservoir of a condensing unit receiving the condensate from a surface condenser.

"Acid gases" means for the purposes of Section 9.4 of the Environmental Protection Act (the Act) (Ill. Rev. Stat. 198721, ch. 111½, par. 1009.4), hydrogen chloride, hydrogen fluoride and hydrogen bromide, which exist as gases, liquid mist, or any combination thereof.

"Actual emissions" means the actual quantity of VOM emissions from an emission source during a particular time period.

"Actual heat input" means the quantity of heat produced by the combustion of fuel using the gross heating value of the fuel.

"Adhesive" means any substance or mixture of substances intended to serve as a joining compound.

"Afterburner" means a control device in which materials in gaseous effluent are combusted.

"Air contaminant" means any solid, liquid, or gaseous matter, any odor, or any form of energy, that is capable of being released into the atmosphere from an emission source.

"Air dried coatings" means any coatings that dry by use of air or forced air at temperatures up to 363.15 K (194°F).

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"Air pollution" means the presence in the atmosphere of one or more air contaminants in sufficient quantities and of such characteristics and duration as to be injurious to human, plant, or animal life, to health, or to property, or to unreasonably interfere with the enjoyment of life or property.

"Air pollution control equipment" means any equipment or facility of a type intended to eliminate, prevent, reduce or control the emission of specified air contaminants to the atmosphere.

"Air suspension coater/dryer" means a pharmaceutical coating operation which consists of vertical chambers in which tablets or particles are placed, and a coating is applied and then dried while the tablets or particles are kept in a fluidized state by the passage of air upward through the chambers.

"Airless spray" means a spray coating method in which the coating is atomized by forcing it through a small opening at high pressure. The coating liquid is not mixed with air before exiting from the nozzle.

"Air-assisted airless spray" means a spray coating method which combines compressed air with hydraulic pressure to atomize the coating material into finer droplets than is achieved with pure airless spray. Lower hydraulic pressure is used than with airless spray.

"Allowable emissions" means the quantity of VOM emissions during a particular time period from a stationary source calculated using the maximum rated capacity of the source (unless restricted by federally enforceable limitations on operating rate, hours of operation, or both) and the most stringent of: the applicable standards in 40 CFR Parts 60 and 61; the applicable implementation plan; or a federally enforceable permit.

"Ambient air quality standards" means those standards designed to protect the public health and welfare codified in 40 CFR Part 50 and promulgated from time to time by the USEPA pursuant to authority contained in Section 108 of the Clean Air Act, 42 U.S.C. 7401 et seq., as amended from time to time.

"Applicator" means a device used in a coating line to apply coating.

"As applied" means the exact formulation of a coating during application on or impregnation into a substrate.

"Architectural coating" means any coating used for residential or commercial buildings or their appurtenances, or for industrial buildings, which is site applied.

"Asphalt" means the dark-brown to black cementitious material (solid, semisolid, or liquid in consistency) of which the main constituents are bitumens which occur naturally or as a residue of petroleum refining.



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"Asphalt prime coat" means a low-viscosity liquid asphalt applied to an absorbent surface as the first of more than one asphalt coat.

"Automobile" means a motor vehicle capable of carrying no more than 12 passengers.

"Automobile or light-duty truck assembly plant" means a facility where parts are assembled or finished for eventual inclusion into a finished automobile or light-duty truck ready for sale to a vehicle dealer, but not including customizers, body shops, and other repairers.

"Automobile or light-duty truck refinishing" means the repainting of used automobiles and light-duty trucks.

"Baked coatings" means any coating which is cured or dried in an oven where the oven air temperature exceeds 90°C (194°F).

"Batch loading" means the process of loading a number of individual parts at the same time for degreasing.

"Bead-dipping" means the dipping of an assembled tire bead into a solvent-based cement.

"Binders" means organic materials and resins which do not contain VOM.

"Bituminous coatings" means black or brownish coating materials which are soluble in carbon disulfide, which consist mainly of hydrocarbons, and which are obtained from natural deposits or as residues from the distillation of crude oils or of low grades of coal.

"British thermal unit" means the quantity of heat required to raise one pound of water from 60°F to 61°F (abbreviated btu).

"Brush or wipe coating" means a manual method of applying a coating using a brush, cloth, or similar object.

"Bulk gasoline plant" means a gasoline storage and distribution facility with an average throughput of 76,000 l (20,000 gal) or less on a 30-day rolling average that distributes gasoline to gasoline dispensing facilities.

"Bulk gasoline terminal" means any gasoline storage and distribution facility that receives gasoline by pipeline, ship or barge, and distributes gasoline to bulk gasoline plants or gasoline dispensing facilities.

"Can" means any metal container, with or without a top, cover, spout or handles, into which solid or liquid materials are packaged.

"Can coating" means any coating applied on a single walled container that is manufactured from metal sheets thinner than 29 gauge (0.0141 in).

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"Can coating facility" means a facility that includes one or more can coating line(s).

"Can coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of cans or can components.

"Capture" means the containment or recovery of emissions from a process for direction into a duct which may be exhausted through a stack or vent to a control device. The overall abatement of emissions from a process with an add-on control device is a function both of the capture efficiency and of the control device.

"Capture device" means a hood, enclosed room floor sweep or other means of collecting solvent or other pollutants into a duct. The pollutant can then be directed to a pollution control device such as an afterburner or carbon adsorber. Sometimes the term is used loosely to include the control device.

"Capture efficiency" means the fraction of all VOM generated by a process that are directed to an abatement or recovery device.

"Capture system" means all equipment (including, but not limited to, hoods, ducts, fans, ovens, dryers, etc.) used to contain, collect and transport an air pollutant to a control device.

"Clean Air Act" means the Clean Air Act of 1963, as amended, including the Clean Air Act Amendments of 1977 (42 U.S.C. 7401 et seq.), and the Clean Air Act Amendments of 1990 (P.L. 101-549).

"Clear coating" means coatings that lack color and opacity or are transparent using the undercoat as a reflectant base or undertone color.

"Clear topcoat" means the final coating which contains binders, but not opaque pigments, and is specifically formulated to form a transparent or translucent solid protective film.

"Closed purge system" means a system that is not open to the atmosphere and that is composed of piping, connections, and, if necessary, flow inducing devices that transport liquid or vapor from a piece or pieces of equipment to a control device, or return the liquid or vapor to the process line.

"Closed vent system" means a system that is not open to the atmosphere and is composed of piping, connections, and, if necessary, flow inducing devices that transport gas or vapor from an emission source to a control device.

"Coating" means a material applied onto or impregnated into a substrate for protective, decorative, or functional purposes. Such materials include, but are not limited to, paints, varnishes, sealers, adhesives, thinners, diluents, and inks.

"Coating applicator" means equipment used to apply a coating.

"Coating line" means an operation consisting of a series of one or more coating applicators and any associated flash-off areas,

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drying areas, and ovens wherein a surface coating is applied, dried, or cured. (It is not necessary for an operation to have an oven, or flash-off area, or drying area to be included in this definition.)

"Coating plant" means any plant that contains one or more coating line(s).

"Coil" means any flat metal sheet or strip that is rolled or wound in concentric rings.

"Coil coating" means any coating applied on any flat metal sheet or strip that comes in rolls or coils.

"Coil coating facility" means a facility that includes one or more coil coating line(s).

"Coil coating line" means a coating line in which any protective, decorative or functional coating is applied onto the surface of flat metal sheets, strips, rolls, or coils for industrial or commercial use.

"Cold cleaning" means the process of cleaning and removing soils from surfaces by spraying, brushing, flushing, or immersion while maintaining the organic solvent below its boiling point. Wipe cleaning is not included in this definition.

"Complete combustion" means a process in which all carbon contained in a fuel or gas stream is converted to carbon dioxide.

"Component" means, with respect to synthetic organic chemical and polymer manufacturing equipment, and petroleum refining and related industries, any piece of equipment which has the potential to leak VOM including, but not limited to, pump seals, compressor seals, seal oil degassing vents, pipeline valves, pressure relief devices, process drains, and open ended pipes. This definition excludes valves which are not externally regulated, flanges, and equipment in heavy liquid service. For purposes of Subpart Q of this Part, this definition also excludes bleed ports of gear pumps in polymer service.

"Concrete curing compounds" means any coating applied to freshly poured concrete to retard the evaporation of water.

"Condensate" means volatile organic liquid separated from its associated gases, which condenses due to changes in the temperature or pressure and remains liquid at standard conditions.

"Continuous process" means, with respect to polystyrene resin, a method of manufacture in which the styrene raw material is delivered on a continuous basis to the reactor in which the styrene is polymerized to polystyrene.

"Control device" means equipment (such as an afterburner or adsorber) used to remove or prevent the emission of air pollutants from a contaminated exhaust stream.

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"Control device efficiency" means the ratio of the pollution prevented by a control device and the pollution introduced to the control device, expressed as a percentage.

"ConveyORIZED degreasing" means the continuous process of cleaning and removing soils from surfaces utilizing either cold or vaporized solvents.

"Crude oil" means a naturally occurring mixture which consists of hydrocarbons and sulfur, nitrogen, or oxygen derivatives of hydrocarbons and which is a liquid at standard conditions.

"Crude oil gathering" means the transportation of crude oil or condensate after custody transfer between a production facility and a reception point.

"Custody transfer" means the transfer of produced petroleum and/or condensate after processing and/or treating in the producing operations, from storage tanks or automatic transfer facilities to pipelines or any other forms of transportation.

"Cutback asphalt" means any asphalt which has been liquified by blending with petroleum solvents other than residual fuel oil and has not been emulsified with water.

"Daily-weighted average VOM content" means the average VOM content of two or more coatings as applied on a coating line during any day, taking into account the fraction of total coating volume that each coating represents, as calculated with the following equation:

$$VOM_d = \frac{\sum_{i=1}^n V_i C_i}{V_d}$$

where:

$VOM_d$  = The average VOM content of two or more coatings as applied each day on a coating line in units of kg VOM/l (lbs VOM/gal) of coating (minus water and any compounds which are specifically exempted from the definition of VOM),

$n$  = The number of different coatings as applied each day on a coating line,

$V_i$  = The volume of each coating (minus water and any compounds which are specifically exempted from the definition of VOM) as applied each day on a coating line in units of l (gal).

$C_i$  = The VOM content of each coating as applied each day on a coating line in units of kg VOM/l (lbs VOM/gal) of coating (minus water and any compounds which are



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specifically exempted from the definition of VOM), and

$V_r$  = The total volume of all coatings (minus water and any compounds which are specifically exempted from the definition of VOM) as applied each day on a coating line in units of 1 (gal).

"Day" means the consecutive 24 hours beginning at 12:00 AM (midnight) local time.

"Degreaser" means any equipment or system used in solvent cleaning.

"Delivery vessel" means any tank truck or trailer equipped with a storage tank that is used for the transport of gasoline to a stationary storage tank at a gasoline dispensing facility, bulk gasoline plant, or bulk gasoline terminal.

"Dip coating" means a method of applying coatings in which the part is submerged in a tank filled with the coating.

"Distillate fuel oil" means fuel oils of grade No. 1 or 2 as specified in detailed requirements for fuel oil ASTM D-369-69 (1971).

"Dry cleaning facility" means a facility engaged in the cleaning of fabrics using an essentially nonaqueous solvent by means of one or more solvent washes, extraction of excess solvent by spinning and drying by tumbling in an airstream. The facility includes, but is not limited to, washers, dryers, filter and purification systems, waste disposal systems, holding tanks, pumps and attendant piping and valves.

"Effluent water separator" means any tank, box, sump or other apparatus in which any organic material floating on or entrained or contained in water entering such tank, box, sump or other apparatus is physically separated and removed from such water prior to outfall, drainage or recovery of such water.

"Electrostatic bell or disc spray" means an electrostatic spray coating method in which a rapidly-spinning bell- or disc-shaped applicator is used to create a fine mist and apply the coating with high transfer efficiency.

"Electrostatic spray" means a spray coating method in which opposite electrical charges are applied to the substrate and the coating. The coating is attracted to the object due to the electrostatic potential between them.

"Emission rate" means total quantity of any air contaminant discharge into the atmosphere in any one-hour period.

"Emission source" and "source" mean any facility from which VOM is emitted or capable of being emitted into the atmosphere.

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"Enamel" means a coating that cures by chemical cross-linking of its base resin. Enamels can be distinguished from lacquers because enamels are not readily resolvable in their original solvent.

"Enclose" means to cover any VOL surface that is exposed to the atmosphere.

"End sealing compound coat" means a compound applied to can ends which functions as a gasket when the end is assembled onto the can.

"Excess air" means air supplied in addition to the theoretical quantity necessary for complete combustion of all fuel and/or combustible waste material.

"Excessive release" means a discharge of more than 295 g (0.65 lbs) of mercaptans and/or hydrogen sulfide into the atmosphere in any 5-minute period.

"Exterior base coat" means a coating applied to the exterior of a can body, or flat sheet to provide protection to the metal or to provide background for any lithographic or printing operation.

"Exterior end coat" means a coating applied to the exterior end of a can to provide protection to the metal.

"External-floating roof" means a cover over an open top storage tank consisting of a double deck or pontoon single deck which rests upon and is supported by the volatile organic liquid being contained and is equipped with a closure seal or seals to close the space between the roof edge and tank shell.

"Extreme environmental conditions" means exposure to any or all of the following: ambient weather conditions; temperatures consistently above 95°C (203°F); detergents; abrasive and scouring agents; solvents; or corrosive atmospheres.

"Extreme performance coating" means any coating which during intended use is exposed to extreme environmental conditions.

"Fabric coating" means any coating applied on textile fabric. Fabric coating includes the application of coatings by impregnation.

"Fabric coating facility" means a facility that includes one or more fabric coating lines.

"Fabric coating line" means a coating line in which any protective, decorative, or functional coating or reinforcing material is applied on or impregnated into a textile fabric.

"Federally enforceable" means all limitations and conditions which are enforceable by the Administrator including those requirements developed pursuant to 40 CFR Parts 60 and 61; requirements within any applicable implementation plan; and any permit requirements established pursuant to 40 CFR 52.21 or under regulations approved pursuant to 40 CFR Part 51 Subpart I and 40 CFR 51.166.

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"Final repair coat" means the repainting of any topcoat which is damaged during vehicle assembly.

"Firebox" means the chamber or compartment of a boiler or furnace in which materials are burned, but not the combustion chamber or afterburner of an incinerator.

"Fixed-roof tank" means a cylindrical shell with a permanently affixed roof.

"Flexographic printing" means the application of words, designs, and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is raised above the printing roll and the image carrier is made of elastomeric materials.

"Flexographic printing line" means a printing line in which each roll printer uses a roll with raised areas for applying an image such as words, designs, or pictures to a substrate. The image carrier on the roll is made of rubber or other elastomeric material.

"Floating roof" means a roof on a stationary tank, reservoir, or other container which moves vertically upon change in volume of the stored material.

"Fountain solution" means the solution which is applied to the image plate to maintain hydrophilic properties of the non-image areas.

"Freeboard height" means for open top vapor degreasers, the distance from the top of the vapor zone to the top of the degreaser tank. For cold cleaning degreasers, the distance from the solvent to the top of the degreaser tank.

"Fuel combustion emission source" means any furnace, boiler, or similar equipment used for the primary purpose of producing heat or power by indirect heat transfer.

"Fuel gas system" means a system for collection of refinery fuel gas including, but not limited to, piping for collecting tail gas from various process units, mixing drums and controls, and distribution piping.

"Gas service" means that the component contains process fluid that is in the gaseous state at operating conditions.

"Gas/gas method" means either of two methods for determining capture which rely only on gas phase measurements. The first method requires construction of a temporary total enclosure (TTE) to ensure that all would-be fugitive emissions are measured. The second method uses the building or room which houses the facility as an enclosure. The second method requires that all other VOC sources within the room be shut down while the test is performed, but all fans and blowers within the room must be operated according to normal procedures.

"Gasoline" means any petroleum distillate or petroleum distillate/alcohol blend having a Reid vapor pressure of 27.6 kPa

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or greater which is used as a fuel for internal combustion engines.

"Gasoline dispensing facility" means any site where gasoline is transferred from a stationary storage tank to a motor vehicle gasoline tank used to provide fuel to the engine of that motor vehicle.

"Green tire spraying" means the spraying of green tires, both inside and outside, with release compounds which help remove air from the tire during molding and prevent the tire from sticking to the mold after curing.

"Green tires" means assembled tires before molding and curing have occurred.

"Gross vehicle weight" means the manufacturer's gross weight rating for the individual vehicle.

"Gross vehicle weight rating" means the value specified by the manufacturer as the maximum design loaded weight of a single vehicle.

"Heated airless spray" means an airless spray coating method in which the coating is heated just prior to application.

"Heatset" means a class of web-offset lithography which requires a heated dryer to solidify the printing inks.

"Heatset-web-offset lithographic printing line" means a lithographic printing line in which a blanket cylinder is used to transfer ink from a plate cylinder to a substrate continuously fed from a roll or an extension process and an oven is used to solidify the printing inks.

"Heavy liquid" means liquid with a true vapor pressure of less than 0.3 kPa (0.04 psi) at 294.3°K (70°F) established in a standard reference text or as determined by ASTM method D2879-86 (incorporated by reference in Section 218.112); or which has 0.1 Reid Vapor Pressure as determined by ASTM method D323-82 (incorporated by reference in Section 218.112); or which when distilled requires a temperature of 421.95°K (300°F) or greater to recover 10 percent of the liquid as determined by ASTM method D86-82 (incorporated by reference in Section 218.112).

"Heavy off-highway vehicle products" means, for the purpose of Subpart F of this Part, heavy construction, mining, farming, or material handling equipment; heavy industrial engines; diesel-electric locomotives and associated power generation equipment; and the components of such equipment or engines.

"Heavy off-highway vehicle products coating facility" means a facility that includes one or more heavy off-highway vehicle products coating line(s).

"Heavy off-highway vehicle products coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of heavy off-highway vehicle products.



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"High temperature aluminum coating" means a coating that is certified to withstand a temperature of 537.8°C (1000°F) for 24 hours.

"Hood" means a partial enclosure or canopy for capturing and exhausting, by means of a draft, the organic vapors or other fumes rising from a coating process or other source.

"Hood capture efficiency" means the emissions from a process which are captured by the hood and directed into a control device, expressed as a percentage of all emissions.

"Hot well" means the reservoir of a condensing unit receiving the condensate from a barometric condenser.

"Hour" means a block period of 60 minutes (e.g., 1:00am to 2:00am).

"In-process tank" means a container used for mixing, blending, heating, reacting, holding, crystallizing, evaporating or cleaning operations in the manufacture of pharmaceuticals.

"In-situ sampling systems" means nonextractive samplers or in-line samplers.

"In-vacuum service" means, for the purpose of Subpart Q of this Part, equipment which is operating at an internal pressure that is at least 5 kPa (0.73 psia) below ambient pressure.

"Incinerator" means a combustion apparatus in which refuse is burned.

"Indirect heat transfer" means transfer of heat in such a way that the source of heat does not come into direct contact with process materials.

"Ink" means a coating used in printing, impressing, or transferring an image onto a substrate.

"Interior body spray coat" means a coating applied by spray to the interior of a can body.

"Internal-floating roof" means a cover or roof in a fixed-roof tank which rests upon and is supported by the volatile organic liquid being contained and is equipped with a closure seal or seals to close the space between the roof edge and tank shell.

"Lacquers" means any clear wood finishes formulated with nitrocellulose or synthetic resins to dry by evaporation without chemical reaction, including clear lacquer sanding sealers.

"Large appliance" means any residential and commercial washers, dryers, ranges, refrigerators, freezers, water heaters, dishwashers, trash compactors, air conditioners, and other similar products.

"Large appliance coating" means any coating applied to the component metal parts (including, but not limited to, doors,

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cases, lids, panels, and interior support parts) of residential and commercial washers, dryers, ranges, refrigerators, freezers, water heaters, dishwashers, trash compactors, air conditioners, and other similar products.

"Large appliance coating facility" means a facility that includes one or more large appliance coating line(s).

"Large appliance coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of large appliances.

"Light liquid" means VOM in the liquid state which is not defined as heavy liquid.

"Light-duty truck" means any motor vehicle rated at 3,850 kg gross vehicle weight or less, designed mainly to transport property.

"Liquid/gas method" means either of two methods for determining capture which require both gas phase and liquid phase measurements and analysis. The first method requires construction of a TFE. The second method uses the building or room which houses the facility as an enclosure. The second method requires that all other VOM sources within the room be shut down while the test is performed, but all fans and blowers within the room must be operated according to normal procedures.

"Liquid-mounted seal" means a primary seal mounted in continuous contact with the liquid between the tank wall and the floating roof edge around the circumference of the roof.

"Liquid service" means that the equipment or component contains process fluid that is in a liquid state at operating conditions.

"Liquids dripping" means any visible leaking from a seal including spraying, misting, clouding and ice formation.

"Lithographic printing line" means a printing line, except that the substrate is not necessarily fed from an unwinding roll, in which each roll printer uses a roll where both the image and non-image areas are essentially in the same plane (planographic).

"Low solvent coating" means a coating which contains less organic solvent than the conventional coatings used by the industry. Low solvent coatings include water-borne, higher solids, electro-deposition and powder coatings.

"Magnet wire" means aluminum or copper wire formed into an electromagnet coil.

"Magnet wire coating" means any coating or electrically insulating varnish or enamel applied to magnet wire.

"Magnet wire coating facility" means a facility that includes one or more magnet wire coating line(s).

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"Magnet wire coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of a magnet wire.

"Malfunction" means any sudden and unavoidable failure of air pollution control equipment, process equipment, or a process to operate in a normal or usual manner. Failures that are caused entirely or in part by poor maintenance, careless operation, or any other preventable upset condition or preventable equipment breakdown shall not be considered malfunctions.

"Manufacturing process" means a method whereby a process emission source or series of process emission sources is used to convert raw materials, feed stocks, subassemblies, or other components into a product, either for sale or for use as a component in a subsequent manufacturing process.

"Material recovery section" means any equipment designed to transport and recover styrene monomer and other impurities from other products and by-products in a polystyrene plant, including but not limited to the styrene devolatilizer unit and styrene recovery unit.

"Maximum theoretical emissions" means the quantity of volatile organic material emissions that theoretically could be emitted by a stationary source before add-on controls based on the design capacity or maximum production capacity of the source and 8760 hours per year. The design capacity or maximum production capacity includes use of coating(s) or ink(s) with the highest volatile organic material content actually used in practice by the source. Provided, however, the Agency shall, when appropriate, and upon request by the permit applicant, limit the "maximum theoretical emissions" of a source by the imposition of conditions in a federally enforceable operating permit for such source. Such conditions shall not be inconsistent with requirement of the Clean Air Act, as amended, or any applicable requirements established by the Board. Such conditions shall be established in place of the design capacity of maximum production capacity in calculating the "maximum theoretical emissions" for such source and may include, among other things, the establishment of production limitations, capacity limitations, emission limitations, or limitations on the volatile organic material content of coatings or inks, or the hours of operation of any emission source, or a combination of any such limitations. Production or capacity limitations shall be established on basis of no longer than one month except in those cases where a limit spanning a longer period of time is appropriate. In such cases, a "rolling limit" shall be employed. Any production or capacity limitations shall be verified through appropriate recordkeeping.

(Board Note: The USEPA may deem operating permits which do not conform to the operating permit program requirements and the requirements of USEPA's underlying regulations, including the requirement that limitations be quantifiable and enforceable as a practical matter, not "federally enforceable.")

"Metal furniture" means a furniture piece including, but not limited to, tables, chairs, waste baskets, beds, desks, lockers, benches, shelving, file cabinets, lamps, and room dividers.

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"Metal furniture coating" means any non-adhesive coating applied to any furniture piece made of metal or any metal part which is or will be assembled with other metal, wood, fabric, plastic or glass parts to form a furniture piece including, but not limited to, tables, chairs, waste baskets, beds, desks, lockers, benches, shelving, file cabinets, lamps, and room dividers. This definition shall not apply to any coating line coating miscellaneous metal parts or products.

"Metal furniture coating facility" means a facility that includes one or more metal furniture coating line(s).

"Metal furniture coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of metal furniture.

"Metallic shoe-type seal" means a primary or secondary seal constructed of metal sheets (shoes) which are joined together to form a ring, springs, or levers which attach the shoes to the floating roof and hold the shoes against the tank wall, and a coated fabric which is suspended from the shoes to the floating roof.

"Miscellaneous fabricated product manufacturing process" means:

A manufacturing process involving one or more of the following applications, including any drying and curing of formulations, and capable of emitting VOC:

Adhesives to fabricate or assemble components or products

Asphalt solutions to paper or fiberboard

Asphalt to paper or felt

Coatings or dye to leather

Coatings to plastic

Coatings to rubber or glass

Disinfectant material to manufactured items

Plastic foam scrap or "fluff" from the manufacture of foam containers and packaging material to form resin pallets

Resin solutions to fiber substances

Viscose solutions for food casings

The storage and handling of formulations associated with the process described above, and the use and handling of organic liquids and other substances for clean-up operations associated with the process described in this definition.

"Miscellaneous formulation manufacturing process" means:



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A manufacturing process which compounds one or more of the following and is capable of emitting VOM:

## Adhesives

## Asphalt solutions

**Caulks, sealants, or waterproofing agents**

**Coatings, other than paint and ink**

## Concrete curing compounds

## Dyes

## Friction materials and compounds

## Renin solutions

## Rubber solutions

## Viscose solutions

The storage and handling of formulations associated with the process described above, and the use and handling of organic liquids and other substances for clean-up operations associated with the process described in this definition.

"Miscellaneous metal parts or products" means any metal part or metal product, even if attached to or combined with a nonmetal part or product, except cans, coils, metal furniture, large appliances, magnet wire, automobiles, ships, and airplane bodies.

"Miscellaneous metal parts and products coating" means any coating applied to any metal part or metal product, even if attached to or combined with a nonmetal part or product, except cans, coils, metal furniture, large appliances, and magnet wire. Prime coat, primer-surfacer coat, topcoat, and final repair coat for automobiles and light-duty trucks are not miscellaneous metal parts and products coatings. However, underbody anti-chip (e.g., underbody plastisol) automobile and light-duty truck coatings are miscellaneous metal parts and products coatings. Also, automobile or light-duty truck refinishing coatings, coatings applied to the exterior of marine vessels, coatings applied to the exterior of airplanes, and the customized topcoating of automobiles and trucks if production is less than 35 vehicles per day are not miscellaneous metal parts and products coatings.

"Miscellaneous metal parts or products coating facility" means a facility that includes one or more miscellaneous metal parts or products coating lines.

"Miscellaneous metal parts or products coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of miscellaneous metal parts or products.

"Miscellaneous organic chemical manufacturing process" means:

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A manufacturing process which produces, by chemical reaction, one or more of the following organic compounds or mixtures of organic compounds and which is capable of emitting VOM:

Chemicals listed in Appendix A of this Part

Chlorinated and sulfonated compounds

Cosmetic, detergent, soap, or surfactant intermediaries or specialties and products

### Disinfectants

Food additives

## Oil and petroleum product additives

## Plasticizers

## Resins or polymers

## Rubber additives

## Sweeteners

**varnish**

The storage and handling of formulations associated with the process described above and the use and handling of organic liquids and other substances for clean-up operations associated with the process described in this definition.

**"Monitor" means to measure and record.**

"Multiple package coating" means a coating made from more than one different ingredient which must be mixed prior to using and has an unlimited pot life due to the chemical reaction which occurs upon mixing.

"No detectable volatile organic material emissions" means a discharge of volatile organic material into the atmosphere as indicated by an instrument reading of less than 500 ppm above background as determined in accordance with 40 CFR 60.485(c).

"Offset" means, with respect to printing and publishing operations, use of a blanket cylinder to transfer ink from the plate cylinder to the surface to be printed.

"Opaque stains" means all stains that are not semi-transparent stains.

"Open top vapor degreasing" means the batch process of cleaning and removing soils from surfaces by condensing hot solvent vapor on the colder metal parts.

**"Open-ended valve" means any valve, except pressure relief valves, having one side of the valve in contact with process**

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fluid and one side open to the atmosphere, either directly or through open piping.

"Operator of gasoline dispensing facility" means any person who is the lessee of or operates, controls or supervises a gasoline dispensing facility.

"Organic compound" means any compound of carbon, excluding carbon monoxide, carbon dioxide, carbonic acid, metallic carbides or carbonates, and ammonium carbonate.

"Organic material" means any chemical compound of carbon including diluents and thinners which are liquids at standard conditions and which are used as solvents, viscosity reducers, or cleaning agents, but excluding methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbonic acid, metallic carbide, metallic carbonates, and ammonium carbonate.

"Organic vapor" means the gaseous phase of an organic material or a mixture of organic materials present in the atmosphere.

"Oven" means a chamber within which heat is used for one or more of the following purposes: dry, bake, cure, or polymerize a coating or ink.

"Overall control" means the product of the capture efficiency and the control device efficiency.

"Overvornish" means a transparent coating applied directly over ink or coating.

"Owner of gasoline dispensing facility" means any person who has legal or equitable title to a stationary storage tank at a gasoline dispensing facility.

"Owner or operator" means any person who owns, operates, leases, controls, or supervises an emission source or air pollution control equipment.

"Packaging rotogravure printing" means rotogravure printing upon paper, paper board, metal foil, plastic film, and other substrates, which are, in subsequent operations, formed into packaging products or labels for articles to be sold.

"Packaging rotogravure printing line" means a rotogravure printing line in which surface coatings are applied to paper, paperboard, foil, film, or other substrates which are to be used to produce containers, packaging products, or labels for articles.

"Paint manufacturing plant" means a plant that mixes, blends, or compounds enamels, lacquers, sealers, shellacs, stains, varnishes, or pigmented surface coatings.

"Paper coating" means any coating applied on paper, plastic film, or metallic foil to make certain products, including (but not limited to) adhesive tapes and labels, book covers, post cards, office copier paper, drafting paper, or pressure sensitive tapes.

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Paper coating includes the application of coatings by impregnation and/or saturation.

"Paper coating facility" means a facility that includes one or more paper coating lines.

"Paper coating line" means a coating line in which any protective, decorative, or functional coating is applied on, saturated into, or impregnated into paper, plastic film, or metallic foil to make certain products, including (but not limited to) adhesive tapes and labels, book covers, post cards, office copier paper, drafting paper, and pressure sensitive tapes.

"Parts per million (volume)" means a volume/volume ratio which expresses the volumetric concentration of gaseous air contaminant in a million unit volume of gas.

"Person" means any individual, corporation, partnership, association, State, municipality, political subdivision of a State; any agency, department, or instrumentality of the United States; and any officer, agent, or employee thereof.

"Petroleum" means the crude oil removed from the earth and the oils derived from tar sands, shale, and coal.

"Petroleum liquid" means crude oil, condensate or any finished or intermediate product manufactured at a petroleum refinery, but not including Number 2 through Number 6 fuel oils as specified in ASTM D-396-69, gas turbine fuel oils Numbers 2-GT through 4-GT as specified in ASTM D-2880-71 or diesel fuel oils Numbers 2-D and 4-D, as specified in ASTM D-975-68.

"Petroleum refinery" means any facility engaged in producing gasoline, kerosene, distillate fuel oils, residual fuel oils, lubricants, or other products through distillation of petroleum, or through redistillation, cracking, or reforming of unfinished petroleum derivatives.

"Pharmaceutical" means any compound or mixture, other than food, used in the prevention, diagnosis, alleviation, treatment, or cure of disease in human and animal.

"Pharmaceutical coating operation" means a device in which a coating is applied to a pharmaceutical, including air drying or curing of the coating.

"Photochemically reactive material" means any organic material with an aggregate of more than 20 percent of its total volume composed of the chemical compounds classified below or the composition of which exceeds any of the following individual percentage composition limitations. Whenever any photochemically reactive material or any constituent of any organic material may be classified from its chemical structure into more than one of the above groups of organic materials it shall be considered as a member of the most reactive group, that is, the group having the least allowable percent of the total organic materials.



A combination of hydrocarbons, alcohols, aldehydes, esters, ethers or ketones having an olefinic or cyclo-olefinic type of unsaturation: 5 percent. This definition does not apply to perchloroethylene or trichloroethylene.

A combination of aromatic compounds with eight or more carbon atoms to the molecule except ethylbenzene: 8 percent.

A combination of ethylbenzene, ketones having branched hydrocarbon structures or toluene: 20 percent.

"Pigmented coatings" means opaque coatings containing binders and colored pigments which are formulated to conceal the wood surface either as an undercoat or topcoat.

"Plant" means all of the pollutant-emitting activities which belong to the same industrial grouping, are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control), except the activities of any marine vessel. Pollutant-emitting activities shall be considered as part of the same industrial grouping if they belong to the same "Major Group" (i.e., which have the same two-digit code) as described in the "Standard Industrial Classification Manual, 1987" (incorporated by reference in Section 218.112).

"Plasticizers" means a substance added to a polymer composition to soften and add flexibility to the product.

"Pneumatic rubber tire manufacture" means the production of pneumatic rubber tires with a bead diameter up to but not including 20.0 inches and cross section dimension up to 12.8 inches, but not including specialty tires for antique or other vehicles when produced on equipment separate from normal production lines for passenger or truck type tires.

"Polystyrene plant" means any plant using styrene to manufacture polystyrene resin.

"Polystyrene resin" means substance consisting of styrene polymer and additives which is manufactured at a polystyrene plant.

"Pressure release" means the emission of materials resulting from system pressure being greater than set pressure of the pressure relief device.

"Pressure tank" means a tank in which fluids are stored at a pressure greater than atmospheric pressure.

"Prime coat" means the first of two or more coatings applied to a surface.

"Prime surfacer coat" means a coating used to touch up areas on the surface of automobile or light-duty truck bodies not adequately covered by the prime coat before application of the top coat. The prime surfacer coat is applied between the prime coat and topcoat. An anti-chip coating applied to main body parts

(e.g., rocker panels, bottom of doors and fenders, and leading edge of roof) is a prime surfacer coat.

"Primers" means any coatings formulated and applied to substrates to provide a firm bond between the substrate and subsequent coats.

"Printing" means the application of words, designs, and pictures to a substrate using ink.

"Printing line" means an operation consisting of a series of one or more roll printers and any associated roll coaters, drying areas, and ovens wherein one or more coatings are applied, dried, and/or cured.

"Process" means any stationary emission source other than a fuel combustion emission source or an incinerator.

"Process unit" means components assembled to produce, as intermediate or final products, one or more of the chemicals listed in 35 Ill. Adm. Code 218. Appendix A. A process unit can operate independently if supplied with sufficient feed or raw materials and sufficient storage facilities for the product.

"Process unit shutdown" means a work practice or operational procedure that stops production from a process unit or part of a process unit. An unscheduled work practice or operational procedure that stops production from a process unit or part of a process unit for less than 24 hours is not a process unit shutdown. The use of spare components and technically feasible bypassing of components without stopping production is not a process unit shutdown.

"Production equipment exhaust system" means a system for collecting and directing into the atmosphere emissions of volatile organic material from reactors, centrifuges, and other process emission sources.

"Publication rotogravure printing line" means a rotogravure printing line in which coatings are applied to paper which is subsequently formed into books, magazines, catalogues, brochures, directories, newspaper supplements, or other types of printed material.

"Purged process fluid" means liquid or vapor from a process unit that contains volatile organic material and that results from flushing or cleaning the sample line(s) of a process unit so that an uncontaminated sample may then be taken for testing or analysis.

"Reactor" means a vat, vessel, or other device in which chemical reactions take place.

"Reasonably Available Control Technology (RACT)" means the lowest emission limitation that an emission source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility.

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"Refiner" means any person who owns, leases, operates, controls, or supervises a refinery.

"Refinery fuel gas" means any gas which is generated by a petroleum refinery process unit and which is combusted at the refinery, including any gaseous mixture of natural gas and fuel gas.

"Refinery unit, process unit or unit" means a set of components which are a part of a basic process operation such as distillation, hydrotreating, cracking, or reforming of hydrocarbons.

"Refrigerated condenser" means a surface condenser in which the coolant supplied to the condenser has been cooled by a mechanical device, other than by a cooling tower or evaporative spray cooling, such as refrigeration unit or steam chiller unit.

"Reid vapor pressure" means the standardized measure of the vapor pressure of a liquid in pounds per square inch absolute (psia) at 100°F (37.8°C).

"Repair coatings" means coatings used to correct imperfections or damage to furniture surface.

"Repaired" means, for the purpose of Subpart Q of this Part, that equipment component has been adjusted, or otherwise altered, to eliminate a leak.

"Residual fuel oil" means fuel oils of grade No. 4, 5 and 6 as specified in detailed requirements for fuel oils A.S.T.M. D-396-69 (1971).

"Retail outlet" means any gasoline dispensing facility at which gasoline is sold or offered for sale for use in motor vehicles.

"Roll coater" means an apparatus in which a uniform layer of coating is applied by means of one or more rolls across the entire width of a moving substrate.

"Roll printer" means an apparatus used in the application of words, designs, and pictures to a substrate, usually by means of one or more rolls each with only partial coverage.

"Roll printing" means the application of words, designs, and pictures to a substrate usually by means of a series of hard rubber or metal rolls each with only partial coverage.

"Roller coating" means a method of applying a coating to a sheet or strip in which the coating is transferred by a roller or series of rollers.

"Rolling limit" means that a limit or limitation must not exceed an annual limit rolled on a monthly basis; that is, a monthly production or capacity level must be determined for each parameter subject to a production or capacity limitation and added to the eleven prior monthly levels for monthly comparison with the annual limit.

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"Rotogravure printing" means the application of words, designs, and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is recessed relative to the non-image area.

"Rotogravure printing line" means a printing line in which each roll printer uses a roll with recessed areas for applying an image to a substrate.

"Safety relief valve" means a valve which is normally closed and which is designed to open in order to relieve excessive pressures within a vessel or pipe.

"Sanding sealers" means any coatings formulated for and applied to bare wood for sanding and to seal the wood for subsequent application of varnish. To be considered a sanding sealer a coating must be clearly labelled as such.

"Sealer" means a coating containing binders which seals wood prior to the application of the subsequent coatings.

"Sensor" means a device that measures a physical quantity or the change in a physical quantity such as temperature, pressure, flow rate, pH, or liquid level.

"Semi-transparent stains" means stains containing dyes or semi-transparent pigments which are formulated to enhance wood grain and change the color of the surface but not to conceal the surface, including, but not limited to, sap stain, toner, non-grain raising stains, pad stain, or spatter stain.

"Set of safety relief valves" means one or more safety relief valves designed to open in order to relieve excessive pressures in the same vessel or pipe.

"Sheet basecoat" means a coating applied to metal when the metal is in sheet form to serve as either the exterior or interior of a can for either two-piece or three-piece cans.

"Side-seam spray coat" means a coating applied to the seam of a three-piece can.

"Single coat" means one coating application applied to a metal surface.

"Solvent" means a liquid substance that is used to dissolve or dilute another substance.

"Solvent cleaning" means the process of cleaning soils from surfaces by cold cleaning, open top vapor degreasing, or conveyorized degreasing.

"Specified air contaminant" means any air contaminant as to which this Part contains emission standards or other specific limitations.



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"Splash loading" means a method of loading a tank, railroad tank car, tank truck, or trailer by use of other than a submerged loading pipe.

"Stack" means a flue or conduit, free-standing or with exhaust port above the roof of the building on which it is mounted, by which air contaminants are emitted into the atmosphere.

"Standard conditions" means a temperature of 70°F and a pressure of 14.7 psia.

"Standard cubic foot (scf)" means the volume of one cubic foot of gas at standard conditions.

"Standard Industrial Classification Manual" means the Standard Industrial Classification Manual (1987), Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 (incorporated by reference in Section 218.112).

"Start-up" means the setting in operation of an emission source for any purpose.

"Stationary emission source" and "stationary source" mean an emission source which is not self-propelled.

"Storage tank or storage vessel" means any stationary tank, reservoir or container used for the storage of VOL.

"Styrene devolatilizer unit" means equipment performing the function of separating unreacted styrene monomer and other volatile components from polystyrene in a vacuum devolatilizer.

"Styrene recovery unit" means equipment performing the function of separating styrene monomer from other less volatile components of the styrene devolatilizer unit's output. The separated styrene monomer may be reused as a raw material in the polystyrene plant.

"Submerged loading pipe" means any discharge pipe or nozzle which meets either of the following conditions:

Where the tank is filled from the top, the end of the discharge pipe or nozzle must be totally submerged when the liquid level is 15 cm (6 in) above the bottom of the tank.

Where the tank is filled from the side, the discharge pipe or nozzle must be totally submerged when the liquid level is 46 cm (18 in) above the bottom of the tank.

"Substrate" means the surface onto which a coating is applied or into which a coating is impregnated.

"Surface condenser" means a device which removes a substance from a gas stream by reducing the temperature of the stream, without direct contact between the coolant and the stream.

"Synthetic organic chemical or polymer manufacturing plant" means a plant that produces, as intermediates or final products, one or

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more of the chemicals or polymers listed in 35 Ill. Adm. Code 218 Appendix A.

"Tablet coating operation" means a pharmaceutical coating operation in which tablets are coated.

"Thirty-day rolling average" means any value arithmetically averaged over any consecutive thirty days.

"Three-piece can" means a can which is made from a rectangular sheet and two circular ends.

"Topcoat" means a coating applied in a multiple coat operation other than prime coat, final repair coat, or prime surfacer coat.

"Topcoat operation" means all topcoat spray booths, flash-off areas, and bake ovens at a facility which are used to apply, dry, or cure the final coatings (except final off-line repair) on components of automobile or light-duty truck bodies.

"Transfer efficiency" means the ratio of the amount of coating solids deposited onto a part or product to the total amount of coating solids used.

"Tread end cementing" means the application of a solvent-based cement to the tire tread ends.

"True vapor pressure" means the equilibrium partial pressure exerted by a volatile organic liquid as determined in accordance with methods described in American Petroleum Institute Bulletin 2517, "Evaporation Loss From Floating Roof Tanks," second edition, February 1980 (incorporated by reference in Section 218.112).

"Turnaround" means the procedure of shutting down an operating refinery unit, emptying gaseous and liquid contents to do inspection, maintenance and repair work, and putting the unit back into production.

"Two-piece can" means a can which is drawn from a shallow cup and requires only one end to be attached.

"Undercoaters" means any coatings formulated for and applied to substrates to provide a smooth surface for subsequent coats.

"Undertread cementing" means the application of a solvent-based cement to the underside of a tire tread.

"Unregulated safety relief valve" means a safety relief valve which cannot be actuated by a means other than high pressure in the pipe or vessel which it protects.

"Vacuum producing system" means any reciprocating, rotary, or centrifugal blower or compressor or any jet ejector or device that creates suction from a pressure below atmospheric and discharges against a greater pressure.

"Valves not externally regulated" means valves that have no external controls, such as in-line check valves.

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"Vapor balance system" means any combination of pipes or hoses which creates a closed system between the vapor spaces of an unloading tank and a receiving tank such that vapors displaced from the receiving tank are transferred to the tank being unloaded.

"Vapor collection system" means all piping, seals, hoses, connections, pressure-vacuum vents, and other possible sources between the gasoline delivery vessel and the vapor processing unit and/or the storage tanks and vapor holder.

"Vapor control system" means any system that limits or prevents release to the atmosphere of organic material in the vapors displaced from a tank during the transfer of gasoline.

"Vapor-mounted primary seal" means a primary seal mounted with an air space bounded by the bottom of the primary seal, the tank wall, the liquid surface and the floating roof.

"Vapor recovery system" means a vapor gathering system capable of collecting all VOM vapors and gases discharged from the storage tank and a vapor disposal system capable of processing such VOM vapors and gases so as to prevent their emission to the atmosphere.

"Vehicle" means a device by which any person or property may be propelled, moved, or drawn upon a highway, excepting a device moved exclusively by human power or used exclusively upon stationary rails or tracks.

"Vinyl coating" means any topcoat or printing ink applied to vinyl coated fabric or vinyl sheets. Vinyl coating does not include plastisols.

"Vinyl coating facility" means a facility that includes one or more vinyl coating line(s).

"Vinyl coating line" means a coating line in which any protective, decorative or functional coating is applied onto vinyl coated fabric or vinyl sheets.

"Volatile organic liquid (VOL)" means any substance which is liquid at storage conditions and which contains volatile organic compounds.

"Volatile organic material (VOM) or volatile organic compound (VOC)" means any organic compound which participates in atmospheric photochemical reactions. This includes any organic compound other than the following compounds: methane, ethane, methyl chloroform (1,1,1-trichloroethane), CFC-113 (trichlorotrifluoroethane), methylene chloride (dichloromethane), CFC-11 (trichlorofluoromethane), CFC-12 (dichlorodifluoromethane), CFC-22 (chlorodifluoromethane), FC-23 (trifluoromethane), CFC-114 (dichlorotetrafluoroethane), CFC-115 (chloropentafluoroethane), HCFC-123 (dichlorotrifluoroethane), HFC-134a (tetrafluoroethane), HCFC-141b (dichlorofluoroethane) and HCFC-142b (chlorodifluoroethane). These compounds have been determined to

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have negligible photochemical reactivity. "Volatile organic material," as that term is defined at 35 Ill. Adm. Code 211.122.

In addition, for the 3M Bedford Park facility in Cook County, the following compounds shall not be considered as volatile organic material or volatile organic compounds (and are, therefore, to be treated as water for the purpose of calculating the "less water" part of the coating or ink composition) for a period of time not to exceed one year after the date USPH acts on 3M's petition, pending as of the date of promulgation of this rule, which seeks to have these compounds classified as exempt compounds: (1) cyclohexanediol, branched, or linear, completely fluorinated alkanes, (2) cyclohexanediol, branched, or linear, completely fluorinated ethers with no unsaturations, (3) cyclohexanediol, branched, or linear, completely fluorinated tertiary amines with no unsaturations, and (4) sulfur-containing perfluorocarbonates with no unsaturations and with sulfur bonds only to carbon and fluorine.

For purposes of determining compliance with emission limits, VOC will be measured by the approved test methods where such a method also inadvertently measures compounds with negligible photochemical reactivity, an owner or operator may exclude these negligibly reactive compounds when determining compliance with an emission standard.

"Volatile petroleum liquid" means any petroleum liquid with a true vapor pressure that is greater than 1.5 psia (78 millimeters of mercury) at standard conditions.

"Wash coat" means a coating containing binders which seals wood surfaces, prevents undesired staining, and controls penetration.

"Wastewater (oil/water) separator" means any device or piece of equipment which utilizes the difference in density between oil and water to remove oil and associated chemicals from water, or any device, such as a flocculation tank or a clarifier, which removes petroleum derived compounds from wastewater.

"Web" means a substrate which is printed in continuous roll-fed presses.

"Wood furniture" means room furnishings including cabinets (kitchen, bath, and vanity), tables, chairs, beds, sofas, shutters, art objects, wood paneling, wood flooring, and any other coated furnishings made of wood, wood composition, or fabricated wood materials.

"Wood furniture coating facility" means a facility that includes one or more wood furniture coating line(s).

"Wood furniture coating line" means a coating line in which any protective, decorative, or functional coating is applied onto wood furniture.

"Woodworking" means the shaping, sawing, grinding, smoothing, polishing, and making into products of any form or shape of wood.



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(Source: Amended at 16 Ill. Reg. , effective )

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1) Heading of the Part: ORGANIC MATERIAL EMISSION STANDARDS AND LIMITATIONS FOR THE METRO EAST AREA

2) Code Citation: 35 Ill. Adm. Code 219

3) Section Numbers: Proposed Action:

219.104  
Amendment

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 1114, pars. 1009.1(e), 1010 and 1027.

5) A Complete Description of the Subjects and Issues Involved:

A complete description is contained in the Board's Opinion of February 27, 1992 in R91-24, which Opinion is available from the address below.

The amendments to Part 219 are closely related to a series of amendments under Board docket R91-24. Parts 203, 211, 215, 218, and 219 are affected under this docket. All amendments under R91-24 are intended to make the definitions of "volatile organic material" and "volatile organic compound" consistent throughout the body of the Illinois Air Pollution Control regulations.

In R91-10, effective October 11, 1991, the Board amended Parts 211 and 215 to reflect the most recent update of USEPA's "Recommended Policy on the Control of Volatile Organic Compounds". USEPA adopted a definition of "volatile organic compound" and withdrew its Recommended Policy as moot effective March 4, 1992 because the new definition codified that policy. The R91-24 rulemakings, of which the present amendments are a segment, codifies the latest USEPA policy with regard to exempting certain negligibly-reactive compounds from regulation as volatile organic materials.

In particular, the amendments to Part 219 amend the Section 219.104 definition of "volatile organic material" to make this term mean the same as it does throughout the balance of the Air Pollution Control rules. This effectively exempts from regulation those compounds in the metropolitan East St. Louis area that are exempted from substantive regulation in other areas of the state pursuant to Part 215.

6) Will these proposed amendments replace emergency amendments currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does these proposed amendments contain incorporations by reference? No.

9) Are there any other amendments pending on this Part? Yes.

Section Numbers	Proposed Action	Illinois Register Citation
219.103	Amendment	16 Ill. Reg. 04693, 3-27-92
219.106	Amendment	16 Ill. Reg. 04693, 3-27-92
219.583	Amendment	16 Ill. Reg. 04200, 3-20-92
219.586	New Section	16 Ill. Reg. 04200, 3-20-92

10) Statement of Statewide Policy Objectives:

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This rulemaking is mandated by Section 9.1(e) of the Environmental Protection Act. The statewide policy objectives are set forth in Section 8 of that Act. This rulemaking imposes mandates on units of local government only to the extent that they may be involved in the an activity that emits volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

The Board will accept written public comment on this proposal for a period of 45 days after the date of this publication. Comments should reference Docket R91-24 and be addressed to:

Ms. Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center, Suite 11-500  
100 W. Randolph St.  
Chicago, IL 60601

- 12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Small Business Office of the Department of Commerce and Community Affairs: March 2, 1992.

- B) Types of small businesses affected:

The existing rules and proposed amendments affect small businesses which emit volatile organic materials. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

- C) Reporting, bookkeeping or other procedures required for compliance:

The existing rules and proposed amendments require extensive reporting, bookkeeping and other procedures. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

- D) Types of professional skills necessary for compliance:

Compliance with the existing rules and proposed amendments may require the services of an attorney, certified public accountant, chemist and registered professional engineer. The present amendments are in essence a relaxation of existing rules in that they exempt certain compounds from existing regulations.

The full text of the proposed amendments begins on the next page:

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TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE B: AIR POLLUTION  
CHAPTER I: POLLUTION CONTROL BOARD  
SUBCHAPTER C: EMISSIONS STANDARDS AND LIMITATIONS  
FOR STATIONARY SOURCES

## PART 219

ORGANIC MATERIAL EMISSION STANDARDS AND LIMITATIONS  
FOR THE METRO EAST AREA

## SUBPART A: GENERAL PROVISIONS

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219.100	Introduction
219.101	Clean-up and Disposal Operations
219.102	Abbreviations and Conversion Factors
219.103	Applicability
219.104	Definitions
219.105	Test Methods and Procedures
219.106	Compliance Dates
219.107	Afterburners
219.108	Exemptions, Variations, and Alternative Means of Control or Compliance Determinations
219.109	Vapor Pressure of Volatile Organic Liquids
219.110	Vapor Pressure of Organic Material or Solvents
219.111	Vapor Pressure of Volatile Organic Material
219.112	Incorporations by Reference

## SUBPART B: ORGANIC EMISSIONS FROM STORAGE AND LOADING OPERATIONS

Section	
219.121	Storage Containers
219.122	Loading Operations
219.123	Petroleum Liquid Storage Tanks
219.124	External Floating Roofs
219.125	Compliance Dates
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## SUBPART C: ORGANIC EMISSIONS FROM MISCELLANEOUS EQUIPMENT

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219.141	Separation Operations
219.142	Pumps and Compressors
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## SUBPART E: SOLVENT CLEANING

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219.181	Solvent Cleaning in General
219.182	Cold Cleaning
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219.185	Compliance Schedule
219.186	Test Methods

## SUBPART F: COATING OPERATIONS

Section	
219.204	Emission Limitations for Manufacturing Plants
219.205	Daily-Weighted Average Limitations
219.206	Solids Basis Calculation
219.207	Alternative Emission Limitations



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AUTHORITY: Implementing Section 10 and authorized by Section 28.2 of the Environmental Protection Act (Ill. Rev. Stat. 1991, ch. 111½, pars. 1010 and 1028.2).

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## SUBPART A: GENERAL PROVISIONS

## Section 219.104 Definitions

The following terms are defined for the purpose of this Part.

"Accelacota" means a pharmaceutical coating operation which consists of a horizontally rotating perforated drum in which tablets are placed, a coating is applied by spraying, and the coating is dried by the flow of air across the drum through the perforations.

"Accumulator" means the reservoir of a condensing unit receiving the condensate from a surface condenser.

"Acid gases" means for the purposes of Section 9.4 of the Environmental Protection Act (the Act) (Ill. Rev. Stat. 1989½, ch. 111½, par. 1009.4), hydrogen chloride, hydrogen fluoride and hydrogen bromide, which exist as gases, liquid mist, or any combination thereof.

"Actual emissions" means the actual quantity of VOM emissions from an emission source during a particular time period.

"Actual heat input" means the quantity of heat produced by the combustion of fuel using the gross heating value of the fuel.

"Adhesive" means any substance or mixture of substances intended to serve as a joining compound.

"Afterburner" means a control device in which materials in gaseous effluent are combusted.

"Air contaminant" means any solid, liquid, or gaseous matter, any odor, or any form of energy, that is capable of being released into the atmosphere from an emission source.

"Air dried coatings" means any coatings that dry by use of air or forced air at temperatures up to 363.15 K (194°F).



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"Air pollution" means the presence in the atmosphere of one or more air contaminants in sufficient quantities and of such characteristics and duration as to be injurious to human, plant, or animal life, to health, or to property, or to unreasonably interfere with the enjoyment of life or property.

"Air pollution control equipment" means any equipment or facility of a type intended to eliminate, prevent, reduce or control the emission of specified air contaminants to the atmosphere.

"Air suspension coater/dryer" means a pharmaceutical coating operation which consists of vertical chambers in which tablets or particles are placed, and a coating is applied and then dried while the tablets or particles are kept in a fluidized state by the passage of air upward through the chambers.

"Airless spray" means a spray coating method in which the coating is atomized by forcing it through a small opening at high pressure. The coating liquid is not mixed with air before exiting from the nozzle.

"Air-assisted airless spray" means a spray coating method which combines compressed air with hydraulic pressure to atomize the coating material into finer droplets than is achieved with pure airless spray. Lower hydraulic pressure is used than with airless spray.

"Allowable emissions" means the quantity of VOM emissions during a particular time period from a stationary source calculated using the maximum rated capacity of the source (unless restricted by federally enforceable limitations on operating rate, hours of operation, or both) and the most stringent of: the applicable standards in 40 CFR Parts 60 and 61; the applicable implementation plan; or a federally enforceable permit.

"Ambient air quality standards" means those standards designed to protect the public health and welfare codified in 40 CFR Part 50 and promulgated from time to time by the USEPA pursuant to authority contained in Section 108 of the Clean Air Act, 42 U.S.C. 7401 et seq., as amended from time to time.

"Applicator" means a device used in a coating line to apply coating.

"As applied" means the exact formulation of a coating during application on or impregnation into a substrate.

"Architectural coating" means any coating used for residential or commercial buildings or their appurtenances, or for industrial buildings, which is site applied.

"Asphalt" means the dark-brown to black cementitious material (solid, semisolid, or liquid in consistency) of which the main constituents are bitumens which occur naturally or as a residue of petroleum refining.

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"Asphalt prime coat" means a low-viscosity liquid asphalt applied to an absorbent surface as the first of more than one asphalt coat.

"Automobile" means a motor vehicle capable of carrying no more than 12 passengers.

"Automobile or light-duty truck assembly plant" means a facility where parts are assembled or finished for eventual inclusion into a finished automobile or light-duty truck ready for sale to vehicle dealers, but not including customizers, body shops, and other repainters.

"Automobile or light-duty truck refinishing" means the repainting of used automobiles and light-duty trucks.

"Baked coatings" means any coating which is cured or dried in an oven where the oven air temperature exceeds 90°C (194°F).

"Batch loading" means the process of loading a number of individual parts at the same time for degreasing.

"Bead-dipping" means the dipping of an assembled tire bead into a solvent-based cement.

"Binders" means organic materials and resins which do not contain VOM.

"Bituminous coatings" means black or brownish coating materials which are soluble in carbon disulfide, which consist mainly of hydrocarbons, and which are obtained from natural deposits or as residues from the distillation of crude oils or of low grades of coal.

"British thermal unit" means the quantity of heat required to raise one pound of water from 60°F to 61°F (abbreviated btu).

"Brush or wipe coating" means a manual method of applying a coating using a brush, cloth, or similar object.

"Bulk gasoline plant" means a gasoline storage and distribution facility with an average throughput of 76,000 l (20,000 gal) or less on a 30-day rolling average that distributes gasoline to gasoline dispensing facilities.

"Bulk gasoline terminal" means any gasoline storage and distribution facility that receives gasoline by pipeline, ship or barge, and distributes gasoline to bulk gasoline plants or gasoline dispensing facilities.

"Can" means any metal container, with or without a top, cover, spout or handles, into which solid or liquid materials are packaged.

"Can coating" means any coating applied on a single walled container that is manufactured from metal sheets thinner than 29 gauge (0.0141 in).

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"Can coating facility" means a facility that includes one or more can coating line(s).

"Can coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of cans or can components.

"Capture" means the containment or recovery of emissions from a process for direction into a duct which may be exhausted through a stack or vent to a control device. The overall abatement of emissions from a process with an add-on control device is a function both of the capture efficiency and of the control device.

"Capture device" means a hood, enclosed room floor sweep or other means of collecting solvent or other pollutants into a duct. The pollutant can then be directed to a pollution control device such as an afterburner or carbon adsorber. Sometimes the term is used loosely to include the control device.

"Capture efficiency" means the fraction of all VOM generated by a process that are directed to an abatement or recovery device.

"Capture system" means all equipment (including, but not limited to, hoods, ducts, fans, ovens, dryers, etc.) used to contain, collect and transport an air pollutant to a control device.

"Clean Air Act" means the Clean Air Act of 1963, as amended, including the Clean Air Act Amendments of 1977 (42 U.S.C. 7401 et seq.), and the Clean Air Act Amendments of 1990 (P.L. 101-549).

"Clear coating" means coatings that lack color and opacity or are transparent using the undercoat as a reflectant base or undertone color.

"Clear topcoat" means the final coating which contains binders, but not opaque pigments, and is specifically formulated to form a transparent or translucent solid protective film.

"Closed purge system" means a system that is not open to the atmosphere and that is composed of piping, connections, and, if necessary, flow inducing devices that transport liquid or vapor from a piece or pieces of equipment to a control device, or return the liquid or vapor to the process line.

"Closed vent system" means a system that is not open to the atmosphere and is composed of piping, connections, and, if necessary, flow inducing devices that transport gas or vapor from an emission source to a control device.

"Coating" means a material applied onto or impregnated into a substrate for protective, decorative, or functional purposes. Such materials include, but are not limited to, paints, varnishes, sealers, adhesives, thinners, diluents, and inks.

"Coating applicator" means equipment used to apply a coating.

"Coating line" means an operation consisting of a series of one or more coating applicators and any associated flash-off areas,

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drying areas, and ovens wherein a surface coating is applied, dried, or cured. (It is not necessary for an operation to have an oven, or flash-off area, or drying area to be included in this definition.)

"Coating plant" means any plant that contains one or more coating line(s).

"Coil" means any flat metal sheet or strip that is rolled or wound in concentric rings.

"Coil coating" means any coating applied on any flat metal sheet or strip that comes in rolls or coils.

"Coil coating facility" means a facility that includes one or more coil coating line(s).

"Coil coating line" means a coating line in which any protective, decorative or functional coating is applied onto the surface of flat metal sheets, strips, rolls, or coils for industrial or commercial use.

"Cold cleaning" means the process of cleaning and removing soils from surfaces by spraying, brushing, flushing, or immersion while maintaining the organic solvent below its boiling point. Wipe cleaning is not included in this definition.

"Complete combustion" means a process in which all carbon contained in a fuel or gas stream is converted to carbon dioxide.

"Component" means, with respect to synthetic organic chemical and polymer manufacturing equipment, and petroleum refining and related industries, any piece of equipment which has the potential to leak VOM including, but not limited to, pump seals, compressor seals, seal oil degassing vents, pipeline valves, pressure relief devices, process drains, and open ended pipes. This definition excludes valves which are not externally regulated, flanges, and equipment in heavy liquid service. For purposes of Subpart Q of this Part, this definition also excludes bleed ports of gear pumps in polymer service.

"Concrete curing compounds" means any coating applied to freshly poured concrete to retard the evaporation of water.

"Condensate" means volatile organic liquid separated from its associated gases, which condenses due to changes in the temperature or pressure and remains liquid at standard conditions.

"Continuous process" means, with respect to polystyrene resin, a method of manufacture in which the styrene raw material is delivered on a continuous basis to the reactor in which the styrene is polymerized to polystyrene.

"Control device" means equipment (such as an afterburner or adsorber) used to remove or prevent the emission of air pollutants from a contaminated exhaust stream.



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"Control device efficiency" means the ratio of the pollution prevented by a control device and the pollution introduced to the control device, expressed as a percentage.

"Conveyorized degreasing" means the continuous process of cleaning and removing soils from surfaces utilizing either cold or vaporized solvents.

"Crude oil" means a naturally occurring mixture which consists of hydrocarbons and sulfur, nitrogen, or oxygen derivatives of hydrocarbons and which is a liquid at standard conditions.

"Crude oil gathering" means the transportation of crude oil or condensate after custody transfer between a production facility and a reception point.

"Custody transfer" means the transfer of produced petroleum and/or condensate after processing and/or treating in the producing operations, from storage tanks or automatic transfer facilities to pipelines or any other forms of transportation.

"Cutback asphalt" means any asphalt which has been liquified by blending with petroleum solvents other than residual fuel oil and has not been emulsified with water.

"Daily-weighted average VOM content" means the average VOM content of two or more coatings as applied on a coating line during any day, taking into account the fraction of total coating volume that each coating represents, as calculated with the following equation:

$$VOM_a = \frac{\sum_{i=1}^n V_i C_i}{V_t}$$

where:

$VOM_a$  = The average VOM content of two or more coatings as applied each day on a coating line in units of kg VOM/l (lbs VOM/gal) of coating (minus water and any compounds which are specifically exempted from the definition of VOM),

$n$  = The number of different coatings as applied each day on a coating line,

$V_i$  = The volume of each coating (minus water and any compounds which are specifically exempted from the definition of VOM) as applied each day on a coating line in units of l (gal).

$C_i$  = The VOM content of each coating as applied each day on a coating line in units of kg VOM/l (lbs VOM/gal) of coating (minus water and any compounds which are

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specifically exempted from the definition of VOM), and

$V_t$  = The total volume of all coatings (minus water and any compounds which are specifically exempted from the definition of VOM) as applied each day on a coating line in units of l (gal).

"Day" means the consecutive 24 hours beginning at 12:00 AM (midnight) local time.

"Degreaser" means any equipment or system used in solvent cleaning.

"Delivery vessel" means any tank truck or trailer equipped with a storage tank that is used for the transport of gasoline to a stationary storage tank at a gasoline dispensing facility, bulk gasoline plant, or bulk gasoline terminal.

"Dip coating" means a method of applying coatings in which the part is submerged in a tank filled with the coating.

"Distillate fuel oil" means fuel oils of grade No. 1 or 2 as specified in detailed requirements for fuel oil ASTM D-369-69 (1971).

"Dry cleaning facility" means a facility engaged in the cleaning of fabrics using an essentially nonaqueous solvent by means of one or more solvent washes, extraction of excess solvent by spinning and drying by tumbling in an airstream. The facility includes, but is not limited to, washers, dryers, filter and purification systems, waste disposal systems, holding tanks, pumps and attendant piping and valves.

"Effluent water separator" means any tank, box, sump or other apparatus in which any organic material floating on or entrained or contained in water entering such tank, box, sump or other apparatus is physically separated and removed from such water prior to outfall, drainage or recovery of such water.

"Electrostatic bell or disc spray" means an electrostatic spray coating method in which a rapidly-spinning bell- or disc-shaped applicator is used to create a fine mist and apply the coating with high transfer efficiency.

"Electrostatic spray" means a spray coating method in which opposite electrical charges are applied to the substrate and the coating. The coating is attracted to the object due to the electrostatic potential between them.

"Emission rate" means total quantity of any air contaminant discharge into the atmosphere in any one-hour period.

"Emission source" and "source" mean any facility from which VOM is emitted or capable of being emitted into the atmosphere.

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"Enamel" means a coating that cures by chemical cross-linking of its base resin. Enamels can be distinguished from lacquers because enamels are not readily resolvable in their original solvent.

"Enclose" means to cover any VOL surface that is exposed to the atmosphere.

"End sealing compound coat" means a compound applied to can ends which functions as a gasket when the end is assembled onto the can.

"Excess air" means air supplied in addition to the theoretical quantity necessary for complete combustion of all fuel and/or combustible waste material.

"Excessive release" means a discharge of more than 295 g (0.65 lbs) of mercaptans and/or hydrogen sulfide into the atmosphere in any 5-minute period.

"Exterior base coat" means a coating applied to the exterior of a can body, or flat sheet to provide protection to the metal or to provide background for any lithographic or printing operation.

"Exterior end coat" means a coating applied to the exterior end of a can to provide protection to the metal.

"External-floating roof" means a cover over an open top storage tank consisting of a double deck or pontoon single deck which rests upon and is supported by the volatile organic liquid being contained and is equipped with a closure seal or seals to close the space between the roof edge and tank shell.

"Extreme environmental conditions" means exposure to any or all of the following: ambient weather conditions; temperatures consistently above 95°C (203°F); detergents; abrasive and scouring agents; solvents; or corrosive atmospheres.

"Extreme performance coating" means any coating which during intended use is exposed to extreme environmental conditions.

"Fabric coating" means any coating applied on textile fabric. Fabric coating includes the application of coatings by impregnation.

"Fabric coating facility" means a facility that includes one or more fabric coating lines.

"Fabric coating line" means a coating line in which any protective, decorative, or functional coating or reinforcing material is applied on or impregnated into a textile fabric.

"Federally enforceable" means all limitations and conditions which are enforceable by the Administrator including those requirements developed pursuant to 40 CFR Parts 60 and 61; requirements within any applicable implementation plan; and any permit requirements established pursuant to 40 CFR 52.21 or under regulations approved pursuant to 40 CFR Part 51 Subpart I and 40 CFR 51.166.

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"Final repair coat" means the repainting of any topcoat which is damaged during vehicle assembly.

"Firebox" means the chamber or compartment of a boiler or furnace in which materials are burned, but not the combustion chamber or afterburner of an incinerator.

"Fixed-roof tank" means a cylindrical shell with a permanently affixed roof.

"Flexographic printing" means the application of words, designs, and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is raised above the printing roll and the image carrier is made of elastomeric materials.

"Flexographic printing line" means a printing line in which each roll printer uses a roll with raised areas for applying an image such as words, designs, or pictures to a substrate. The image carrier on the roll is made of rubber or other elastomeric material.

"Floating roof" means a roof on a stationary tank, reservoir, or other container which moves vertically upon change in volume of the stored material.

"Fountain solution" means the solution which is applied to the image plate to maintain hydrophilic properties of the non-image areas.

"Freeboard height" means for open top vapor degreasers, the distance from the top of the vapor zone to the top of the degreaser tank. For cold cleaning degreasers, the distance from the solvent to the top of the degreaser tank.

"Fuel combustion emission source" means any furnace, boiler, or similar equipment used for the primary purpose of producing heat or power by indirect heat transfer.

"Fuel gas system" means a system for collection of refinery fuel gas including, but not limited to, piping for collecting tail gas from various process units, mixing drums and controls, and distribution piping.

"Gas service" means that the component contains process fluid that is in the gaseous state at operating conditions.

"Gas/gas method" means either of two methods for determining capture which rely only on gas phase measurements. The first method requires construction of a temporary total enclosure (TTE) to ensure that all would-be fugitive emissions are measured. The second method uses the building or room which houses the facility as an enclosure. The second method requires that all other VOC sources within the room be shut down while the test is performed, but all fans and blowers within the room must be operated according to normal procedures.

"Gasoline" means any petroleum distillate or petroleum distillate/alcohol blend having a Reid vapor pressure of 27.6 kPa



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or greater which is used as a fuel for internal combustion engines.

"Gasoline dispensing facility" means any site where gasoline is transferred from a stationary storage tank to a motor vehicle gasoline tank used to provide fuel to the engine of that motor vehicle.

"Green tire spraying" means the spraying of green tires, both inside and outside, with release compounds which help remove air from the tire during molding and prevent the tire from sticking to the mold after curing.

"Green tires" means assembled tires before molding and curing have occurred.

"Gross vehicle weight" means the manufacturer's gross weight rating for the individual vehicle.

"Gross vehicle weight rating" means the value specified by the manufacturer as the maximum design loaded weight of a single vehicle.

"Heated airless spray" means an airless spray coating method in which the coating is heated just prior to application.

"Heatset" means a class of web-offset lithography which requires a heated dryer to solidify the printing inks.

"Heatset-web-offset lithographic printing line" means a lithographic printing line in which a blanket cylinder is used to transfer ink from a plate cylinder to a substrate continuously fed from a roll or an extension process and an oven is used to solidify the printing inks.

"Heavy liquid" means liquid with a true vapor pressure of less than 0.3 kPa (0.04 psi) at 294.3°K (70°F) established in a standard reference text or as determined by ASTM method D2879-86 (incorporated by reference in Section 219.112); or which has 0.1 Reid Vapor Pressure as determined by ASTM method D323-82 (incorporated by reference in Section 219.112); or which when distilled requires a temperature of 421.95°K (300°F) or greater to recover 10 percent of the liquid as determined by ASTM method D86-82 (incorporated by reference in Section 219.112).

"Heavy off-highway vehicle products" means, for the purpose of Subpart F of this Part, heavy construction, mining, farming, or material handling equipment; heavy industrial engines; diesel-electric locomotives and associated power generation equipment; and the components of such equipment or engines.

"Heavy off-highway vehicle products coating facility" means a facility that includes one or more heavy off-highway vehicle products coating line(s).

"Heavy off-highway vehicle products coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of heavy off-highway vehicle products.

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"High temperature aluminum coating" means a coating that is certified to withstand a temperature of 537.8°C (1000°F) for 24 hours.

"Hood" means a partial enclosure or canopy for capturing and exhausting, by means of a draft, the organic vapors or other fumes rising from a coating process or other source.

"Hood capture efficiency" means the emissions from a process which are captured by the hood and directed into a control device, expressed as a percentage of all emissions.

"Hot well" means the reservoir of a condensing unit receiving the condensate from a barometric condenser.

"Hour" means a block period of 60 minutes (e.g., 1:00am to 2:00am).

"In-process tank" means a container used for mixing, blending, heating, reacting, holding, crystallizing, evaporating or cleaning operations in the manufacture of pharmaceuticals.

"In-situ sampling systems" means nonextractive samplers or in-line samplers.

"In-vacuum service" means, for the purpose of Subpart Q of this Part, equipment which is operating at an internal pressure that is at least 5 kPa (0.73 psia) below ambient pressure.

"Incinerator" means a combustion apparatus in which refuse is burned.

"Indirect heat transfer" means transfer of heat in such a way that the source of heat does not come into direct contact with process materials.

"Ink" means a coating used in printing, impressing, or transferring an image onto a substrate.

"Interior body spray coat" means a coating applied by spray to the interior of a can body.

"Internal-floating roof" means a cover or roof in a fixed-roof tank which rests upon and is supported by the volatile organic liquid being contained and is equipped with a closure seal or seals to close the space between the roof edge and tank shell.

"Lacquers" means any clear wood finishes formulated with nitrocellulose or synthetic resins to dry by evaporation without chemical reaction, including clear lacquer sanding sealers.

"Large appliance" means any residential and commercial washers, dryers, ranges, refrigerators, freezers, water heaters, dishwashers, trash compactors, air conditioners, and other similar products.

"Large appliance coating" means any coating applied to the component metal parts (including, but not limited to, doors,

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cases, lids, panels, and interior support parts) of residential and commercial washers, dryers, ranges, refrigerators, freezers, water heaters, dish washers, trash compactors, air conditioners, and other similar products.

"Large appliance coating facility" means a facility that includes one or more large appliance coating line(s).

"Large appliance coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of large appliances.

"Light liquid" means VOM in the liquid state which is not defined as heavy liquid.

"Light-duty truck" means any motor vehicle rated at 3,850 kg gross vehicle weight or less, designed mainly to transport property.

"Liquid/gas method" means either of two methods for determining capture which require both gas phase and liquid phase measurements and analysis. The first method requires construction of a TFE. The second method uses the building or room which houses the facility as an enclosure. The second method requires that all other VOM sources within the room be shut down while the test is performed, but all fans and blowers within the room must be operated according to normal procedures.

"Liquid-mounted seal" means a primary seal mounted in continuous contact with the liquid between the tank wall and the floating roof edge around the circumference of the roof.

"Liquid service" means that the equipment or component contains process fluid that is in a liquid state at operating conditions.

"Liquids dripping" means any visible leaking from a seal including spraying, misting, clouding and ice formation.

"Lithographic printing line" means a printing line, except that the substrate is not necessarily fed from an unwinding roll, in which each roll printer uses a roll where both the image and non-image areas are essentially in the same plane (planographic).

"Low solvent coating" means a coating which contains less organic solvent than the conventional coatings used by the industry. Low solvent coatings include water-borne, higher solids, electro-deposition and powder coatings.

"Magnet wire" means aluminum or copper wire formed into an electromagnetic coil.

"Magnet wire coating" means any coating or electrically insulating varnish or enamel applied to magnet wire.

"Magnet wire coating facility" means a facility that includes one or more magnet wire coating line(s).

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"Magnet wire coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of a magnet wire.

"Malfunction" means any sudden and unavoidable failure of air pollution control equipment, process equipment, or a process to operate in a normal or usual manner. Failures that are caused entirely or in part by poor maintenance, careless operation, or any other preventable upset condition or preventable equipment breakdown shall not be considered malfunctions.

"Manufacturing process" means a method whereby a process emission source or series of process emission sources is used to convert raw materials, feed stocks, subassemblies, or other components into a product, either for sale or for use as a component in a subsequent manufacturing process.

"Material recovery section" means any equipment designed to transport and recover styrene monomer and other impurities from other products and by-products in a polystyrene plant, including but not limited to the styrene devolatilizer unit and styrene recovery unit.

"Maximum theoretical emissions" means the quantity of volatile organic material emissions that theoretically could be emitted by a stationary source before add-on controls based on the design capacity or maximum production capacity of the source and 8760 hours per year. The design capacity or maximum production capacity includes use of coating(s) or ink(s) with the highest volatile organic material content actually used in practice by the source. Provided, however, the Agency shall, when appropriate, and upon request by the permit applicant, limit the "maximum theoretical emissions" of a source by the imposition of conditions in a federally enforceable operating permit for such source. Such conditions shall not be inconsistent with requirements of the Clean Air Act, as amended, or any applicable requirements established by the Board. Such conditions shall be established in place of design capacity of maximum production capacity in calculating the "maximum theoretical emissions" for such source and may include, among other things, the establishment of production limitations, capacity limitations, emission limitations, or limitations on the volatile organic material content of coatings or inks, or the hours of operation of any emission source, or a combination of any such limitations. Production or capacity limitations shall be established on basis of no longer than one month except in those cases where a limit spanning a longer period of time is appropriate. In such cases, a "rolling limit" shall be employed. Any production or capacity limitations shall be verified through appropriate recordkeeping.

(Board Note: The USEPA may deem operating permits which do not conform to the operating permit program requirements and the requirements of USEPA's underlying regulations, including the requirement that limitations be quantifiable and enforceable as a practical matter, not "federally enforceable.")

"Metal furniture" means a furniture piece including, but not limited to, tables, chairs, waste baskets, beds, desks, lockers, benches, shelving, file cabinets, lamps, and room dividers.



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"Metal furniture coating" means any non-adhesive coating applied to any furniture piece made of metal or any metal part which is or will be assembled with other metal, wood, fabric, plastic or glass parts to form a furniture piece including, but not limited to, tables, chairs, waste baskets, beds, desks, lockers, benches, shelving, file cabinets, lamps, and room dividers. This definition shall not apply to any coating line coating miscellaneous metal parts or products.

"Metal furniture coating facility" means a facility that includes one or more metal furniture coating line(s).

"Metal furniture coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of metal furniture.

"Metallic shoe-type seal" means a primary or secondary seal constructed of metal sheets (shoes) which are joined together to form a ring, springs, or levers which attach the shoes to the floating roof and hold the shoes against the tank wall, and a coated fabric which is suspended from the shoes to the floating roof.

"Miscellaneous fabricated product manufacturing process" means:

A manufacturing process involving one or more of the following applications, including any drying and curing of formulations, and capable of emitting VOM:

Adhesives to fabricate or assemble components or products

Asphalt solutions to paper or fiberboard

Asphalt to paper or felt

Coatings or dye to leather

Coatings to plastic

Coatings to rubber or glass

Disinfectant material to manufactured items

Plastic foam scrap or "fluff" from the manufacture of foam containers and packaging material to form resin pallets

Resin solutions to fiber substances

Viscose solutions for food casings

The storage and handling of formulations associated with the process described above, and the use and handling of organic liquids and other substances for clean-up operations associated with the process described in this definition.

"Miscellaneous formulation manufacturing process" means:

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A manufacturing process which compounds one or more of the following and is capable of emitting VOM:

Adhesives

Asphalt solutions

Caulks, sealants, or waterproofing agents

Coatings, other than paint and ink

Concrete curing compounds

Dyes

Friction materials and compounds

Resin solutions

Rubber solutions

Viscose solutions

The storage and handling of formulations associated with the process described above, and the use and handling of organic liquids and other substances for clean-up operations associated with the process described in this definition.

"Miscellaneous metal parts or products" means any metal part or metal product, even if attached to or combined with a nonmetal part or product, except cans, coils, metal furniture, large appliances, magnet wire, automobiles, ships, and airplane bodies.

"Miscellaneous metal parts and products coating" means any coating applied to any metal part or metal product, even if attached to or combined with a nonmetal part or product, except cans, coils, metal furniture, large appliances, and magnet wire. Prime coat, prime surfacer coat, topcoat, and final repair coat for automobiles and light-duty trucks are not miscellaneous metal parts and products coatings. However, underbody anti-chip (e.g., underbody plastisol) automobile and light-duty truck coatings are miscellaneous metal parts and products coatings. Also, automobile or light-duty truck refinishing coatings, coatings applied to the exterior of marine vessels, coatings applied to the exterior of airplanes, and the customized topcoating of automobiles and trucks if production is less than 35 vehicles per day are not miscellaneous metal parts and products coatings.

"Miscellaneous metal parts or products coating facility" means a facility that includes one or more miscellaneous metal parts or products coating lines.

"Miscellaneous metal parts or products coating line" means a coating line in which any protective, decorative, or functional coating is applied onto the surface of miscellaneous metal parts or products.

"Miscellaneous organic chemical manufacturing process" means:

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A manufacturing process which produces, by chemical reaction, one or more of the following organic compounds or mixtures of organic compounds and which is capable of emitting VOC:

Chemicals listed in Appendix A of this Part

Chlorinated and sulfonated compounds

Cosmetic, detergent, soap, or surfactant intermediaries or specialties and products

Disinfectants

Food additives

Oil and petroleum product additives

Plasticizers

Resins or polymers

Rubber additives

Sweeteners

Varnishes

The storage and handling of formulations associated with the process described above and the use and handling of organic liquids and other substances for clean-up operations associated with the process described in this definition.

"Monitor" means to measure and record.

"Multiple package coating" means a coating made from more than one different ingredient which must be mixed prior to using and has a limited pot life due to the chemical reaction which occurs upon mixing.

"No detectable volatile organic material emissions" means a discharge of volatile organic material into the atmosphere as indicated by an instrument reading of less than 500 ppm above background as determined in accordance with 40 CFR 60.485(c).

"Offset" means, with respect to printing and publishing operations, use of a blanket cylinder to transfer ink from the plate cylinder to the surface to be printed.

"Opaque stains" means all stains that are not semi-transparent stains.

"Open top vapor degreasing" means the batch process of cleaning and removing soils from surfaces by condensing hot solvent vapor on the colder metal parts.

"Open-ended valve" means any valve, except pressure relief devices, having one side of the valve in contact with process

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fluid and one side open to the atmosphere, either directly or through open piping.

"Operator of gasoline dispensing facility" means any person who is the lessee of or operates, controls or supervises a gasoline dispensing facility.

"Organic compound" means any compound of carbon, excluding carbon monoxide, carbon dioxide, carbonic acid, metallic carbides or carbonates, and ammonium carbonate.

"Organic material" means any chemical compound of carbon including diluents and thinners which are liquids at standard conditions and which are used as dissolvers, viscosity reducers, or cleaning agents, but excluding methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbonic acid, metallic carbide, metallic carbonates, and ammonium carbonate.

"Organic vapor" means the gaseous phase of an organic material or a mixture of organic materials present in the atmosphere.

"Oven" means a chamber within which heat is used for one or more of the following purposes: dry, bake, cure, or polymerize a coating or ink.

"Overall control" means the product of the capture efficiency and the control device efficiency.

"Overvarnish" means a transparent coating applied directly over ink or coating.

"Owner of gasoline dispensing facility" means any person who has legal or equitable title to a stationary storage tank at a gasoline dispensing facility.

"Owner or operator" means any person who owns, operates, leases, controls, or supervises an emission source or air pollution control equipment.

"Packaging rotogravure printing" means rotogravure printing upon paper, paper board, metal foil, plastic film, and other substrates, which are, in subsequent operations, formed into packaging products or labels for articles to be sold.

"Packaging rotogravure printing line" means a rotogravure printing line in which surface coatings are applied to paper, paperboard, foil, film, or other substrates which are to be used to produce containers, packaging products, or labels for articles.

"Paint manufacturing plant" means a plant that mixes, blends, or compounds enamels, lacquers, sealers, shellacs, stains, varnishes, or pigmented surface coatings.

"Paper coating" means any coating applied on paper, plastic film, or metallic foil to make certain products, including (but not limited to) adhesive tapes and labels, book covers, post cards, office copier paper, drafting paper, or pressure sensitive tapes.



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Paper coating includes the application of coatings by impregnation and/or saturation.

"Paper coating facility" means a facility that includes one or more paper coating lines.

"Paper coating line" means a coating line in which any protective, decorative, or functional coating is applied on, saturated into, or impregnated into paper, plastic film, or metallic foil to make certain products, including (but not limited to) adhesive tapes and labels, book covers, post cards, office copier paper, drafting paper, and pressure sensitive tapes.

"Parts per million (volume)" means a volume/volume ratio which expresses the volumetric concentration of gaseous air contaminant in a million unit volume of gas.

"Person" means any individual, corporation, partnership, association, State, municipality, political subdivision of a State; any agency, department, or instrumentality of the United States; and any officer, agent, or employee thereof.

"Petroleum" means the crude oil removed from the earth and the oils derived from tar sands, shale, and coal.

"Petroleum liquid" means crude oil, condensate or any finished or intermediate product manufactured at a petroleum refinery, but not including Number 2 through Number 6 fuel oils as specified in ASTM D-396-69, gas turbine fuel oils Numbers 2-GT through 4-GT as specified in ASTM D-2880-71 or diesel fuel oils Numbers 2-D and 4-D, as specified in ASTM D-975-68.

"Petroleum refinery" means any facility engaged in producing gasoline, kerosene, distillate fuel oils, residual fuel oils, lubricants, or other products through distillation of petroleum, or through redistillation, cracking, or reforming of unfinished petroleum derivatives.

"Pharmaceutical" means any compound or mixture, other than food, used in the prevention, diagnosis, alleviation, treatment, or cure of disease in human and animal.

"Pharmaceutical coating operation" means a device in which a coating is applied to a pharmaceutical, including air drying or curing of the coating.

"Photochemically reactive material" means any organic material with an aggregate of more than 20 percent of its total volume composed of the chemical compounds classified below or the composition of which exceeds any of the following individual percentage composition limitations. Whenever any photochemically reactive material or any constituent of any organic material may be classified from its chemical structure into more than one of the above groups of organic materials it shall be considered as a member of the most reactive group, that is, the group having the least allowable percent of the total organic materials.

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A combination of hydrocarbons, alcohols, aldehydes, esters, ethers or ketones having an olefinic or cyclo-olefinic type of unsaturation: 5 percent. This definition does not apply to perchloroethylene or trichloroethylene.

A combination of aromatic compounds with eight or more carbon atoms to the molecule except ethylbenzene: 8 percent.

A combination of ethylbenzene, ketones having branched hydrocarbon structures or toluene: 20 percent.

"Pigmented coatings" means opaque coatings containing binders and colored pigments which are formulated to conceal the wood surface either as an undercoat or topcoat.

"Plant" means all of the pollutant-emitting activities which belong to the same industrial grouping, are located on one or more contiguous or adjacent properties, and are under the control of the same person (or persons under common control), except the activities of any marine vessel. Pollutant-emitting activities shall be considered as part of the same industrial grouping if they belong to the same "Major Group" (i.e., which have the same two-digit code) as described in the "Standard Industrial Classification Manual, 1987" (incorporated by reference in Section 219.112).

"Plasticizers" means a substance added to a polymer composition to soften and add flexibility to the product.

"Pneumatic rubber tire manufacture" means the production of pneumatic rubber tires with a bead diameter up to but not including 20.0 inches and cross section dimension up to 12.8 inches, but not including specialty tires for antique or other vehicles when produced on equipment separate from normal production lines for passenger or truck type tires.

"Polystyrene plant" means any plant using styrene to manufacture polystyrene resin.

"Polystyrene resin" means substance consisting of styrene polymer and additives which is manufactured at a polystyrene plant.

"Pressure release" means the emission of materials resulting from system pressure being greater than set pressure of the pressure relief device.

"Pressure tank" means a tank in which fluids are stored at a pressure greater than atmospheric pressure.

"Prime coat" means the first of two or more coatings applied to a surface.

"Prime surfacer coat" means a coating used to touch up areas on the surface of automobile or light-duty truck bodies not adequately covered by the prime coat before application of the top coat. The prime surfacer coat is applied between the prime coat and topcoat. An anti-chip coating applied to main body parts

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(e.g., rocker panels, bottom of doors and fenders, and leading edge of roof) is a prime surface coat.

"Primers" means any coatings formulated and applied to substrates to provide a firm bond between the substrate and subsequent coats.

"Printing" means the application of words, designs, and pictures to a substrate using ink.

"Printing line" means an operation consisting of a series of one or more roll printers and any associated roll coaters, drying areas, and ovens wherein one or more coatings are applied, dried, and/or cured.

"Process" means any stationary emission source other than a fuel combustion emission source or an incinerator.

"Process unit" means components assembled to produce, as intermediate or final products, one or more of the chemicals listed in 35 Ill. Adm. Code 219. Appendix A. A process unit can operate independently if supplied with sufficient feed or raw materials and sufficient storage facilities for the product.

"Process unit shutdown" means a work practice or operational procedure that stops production from a process unit or part of a process unit. An unscheduled work practice or operational procedure that stops production from a process unit or part of a process unit for less than 24 hours is not a process unit shutdown. The use of spare components and technically feasible bypassing of components without stopping production is not a process unit shutdown.

"Production equipment exhaust system" means a system for collecting and directing into the atmosphere emissions of volatile organic material from reactors, centrifuges, and other process emission sources.

"Publication rotogravure printing line" means a rotogravure printing line in which coatings are applied to paper which is subsequently formed into books, magazines, catalogues, brochures, directories, newspaper supplements, or other types of printed material.

"Purged process fluid" means liquid or vapor from a process unit that contains volatile organic material and that results from flushing or cleaning the sample line(s) of a process unit so that an uncontaminated sample may then be taken for testing or analysis.

"Reactor" means a vat, vessel, or other device in which chemical reactions take place.

"Reasonably Available Control Technology (RACT)" means the lowest emission limitation that an emission source is capable of meeting by the application of control technology that is reasonably available considering technological and economic feasibility.

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"Refiner" means any person who owns, leases, operates, controls, or supervises a refinery.

"Refinery fuel gas" means any gas which is generated by a petroleum refinery process unit and which is combusted at the refinery, including any gaseous mixture of natural gas and fuel gas.

"Refinery unit, process unit or unit" means a set of components which are a part of a basic process operation such as distillation, hydrotreating, cracking, or reforming of hydrocarbons.

"Refrigerated condenser" means a surface condenser in which the coolant supplied to the condenser has been cooled by a mechanical device, other than by a cooling tower or evaporative spray cooling, such as refrigeration unit or steam chiller unit.

"Reid vapor pressure" means the standardized measure of the vapor pressure of a liquid in pounds per square inch absolute (psia) at 100°F (37.8°C).

"Repair coatings" means coatings used to correct imperfections or damage to furniture surface.

"Repaired" means, for the purpose of Subpart Q of this Part, that equipment component has been adjusted, or otherwise altered, to eliminate a leak.

"Residual fuel oil" means fuel oils of grade No. 4, 5 and 6 as specified in detailed requirements for fuel oils ASTM D-396-69 (1971).

"Retail outlet" means any gasoline dispensing facility at which gasoline is sold or offered for sale for use in motor vehicles.

"Roll coater" means an apparatus in which a uniform layer of coating is applied by means of one or more rolls across the entire width of a moving substrate.

"Roll printer" means an apparatus used in the application of words, designs, and pictures to a substrate, usually by means of one or more rolls each with only partial coverage.

"Roll printing" means the application of words, designs, and pictures to a substrate usually by means of a series of hard rubber or metal rolls each with only partial coverage.

"Roller coating" means a method of applying a coating to a sheet or strip in which the coating is transferred by a roller or series of rollers.

"Rolling limit" means that a limit or limitation must not exceed an annual limit rolled on a monthly basis; that is, a monthly production or capacity level must be determined for each parameter subject to a production or capacity limitations and added to the eleven prior monthly levels for monthly comparison with the annual limit.



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- "Rotogravure printing" means the application of words, designs, and pictures to a substrate by means of a roll printing technique in which the pattern to be applied is recessed relative to the non-image area.
- "Rotogravure printing line" means a printing line in which each roll printer uses a roll with recessed areas for applying an image to a substrate.
- "Safety relief valve" means a valve which is normally closed and which is designed to open in order to relieve excessive pressures within a vessel or pipe.
- "Sanding sealers" means any coatings formulated for and applied to bare wood for sanding and to seal the wood for subsequent application of varnish. To be considered a sanding sealer a coating must be clearly labelled as such.
- "Sealer" means a coating containing binders which seals wood prior to the application of the subsequent coatings.
- "Sensor" means a device that measures a physical quantity or the change in a physical quantity such as temperature, pressure, flow rate, pH, or liquid level.
- "Semi-transparent stains" means stains containing dyes or semi-transparent pigments which are formulated to enhance wood grain and change the color of the surface but not to conceal the surface, including, but not limited to, sap stain, toner, non-grain raising stains, pad stain, or spatter stain.
- "Set of safety relief valves" means one or more safety relief valves designed to open in order to relieve excessive pressures in the same vessel or pipe.
- "Sheet basecoat" means a coating applied to metal when the metal is in sheet form to serve as either the exterior or interior of a can for either two-piece or three-piece cans.
- "Side-seam spray coat" means a coating applied to the seam of a three-piece can.
- "Single coat" means one coating application applied to a metal surface.
- "Solvent" means a liquid substance that is used to dissolve or dilute another substance.
- "Solvent cleaning" means the process of cleaning soils from surfaces by cold cleaning, open top vapor degreasing, or conveyorized degreasing.
- "Specified air contaminant" means any air contaminant as to which this Part contains emission standards or other specific limitations.

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- "Splash loading" means a method of loading a tank, railroad tank car, tank truck, or trailer by use of other than a submerged loading pipe.
- "Stack" means a flue or conduit, free-standing or with exhaust port above the roof of the building on which it is mounted, by which air contaminants are emitted into the atmosphere.
- "Standard conditions" means a temperature of 70°F and a pressure of 14.7 psia.
- "Standard cubic foot (scf)" means the volume of one cubic foot of gas at standard conditions.
- "Standard Industrial Classification Manual" means the Standard Industrial Classification Manual (1987), Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 (incorporated by reference in Section 219.112).
- "Start-up" means the setting in operation of an emission source for any purpose.
- "Stationary emission source" and "Stationary source" mean an emission source which is not self-propelled.
- "Storage tank or storage vessel" means any stationary tank, reservoir or container used for the storage of VOL.
- "Styrene devolatilizer unit" means equipment performing the function of separating unreacted styrene monomer and other volatile components from polystyrene in a vacuum devolatilizer.
- "Styrene recovery unit" means equipment performing the function of separating styrene monomer from other less volatile components of the styrene devolatilizer unit's output. The separated styrene monomer may be reused as a raw material in the polystyrene plant.
- "Submerged loading pipe" means any discharge pipe or nozzle which meets either of the following conditions:  
Where the tank is filled from the top, the end of the discharge pipe or nozzle must be totally submerged when the liquid level is 15 cm (6 in) above the bottom of the tank.  
Where the tank is filled from the side, the discharge pipe or nozzle must be totally submerged when the liquid level is 46 cm (18 in) above the bottom of the tank.
- "Substrate" means the surface onto which a coating is applied or into which a coating is impregnated.
- "Surface condenser" means a device which removes a substance from a gas stream by reducing the temperature of the stream, without direct contact between the coolant and the stream.
- "Synthetic organic chemical or polymer manufacturing plant" means a plant that produces, as intermediates or final products, one or

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more of the chemicals or polymers listed in 35 Ill. Adm. Code 219 Appendix A.

"Tablet coating operation" means a pharmaceutical coating operation in which tablets are coated.

"Thirty-day rolling average" means any value arithmetically averaged over any consecutive thirty days.

"Three-piece can" means a can which is made from a rectangular sheet and two circular ends.

"Topcoat" means a coating applied in a multiple coat operation other than prime coat, final repair coat, or prime surfacer coat.

"Topcoat operation" means all topcoat spray booths, flash-off areas, and bake ovens at a facility which are used to apply, dry, or cure the final coatings (except final off-line repair) on components of automobile or light-duty truck bodies.

"Transfer efficiency" means the ratio of the amount of coating solids deposited onto a part or product to the total amount of coating solids used.

"Tread end cementing" means the application of a solvent-based cement to the tire tread ends.

"True vapor pressure" means the equilibrium partial pressure exerted by a volatile organic liquid as determined in accordance with methods described in American Petroleum Institute Bulletin 2517, "Evaporation Loss From Floating Roof Tanks," second edition, February 1980 (incorporated by reference in Section 219.112).

"Turnaround" means the procedure of shutting down an operating refinery unit, emptying gaseous and liquid contents to do inspection, maintenance and repair work, and putting the unit back into production.

"Two-piece can" means a can which is drawn from a shallow cup and requires only one end to be attached.

"Undercoaters" means any coatings formulated for and applied to substrates to provide a smooth surface for subsequent coats.

"Undertread cementing" means the application of a solvent-based cement to the underside of a tire tread.

"Unregulated safety relief valve" means a safety relief valve which cannot be actuated by a means other than high pressure in the pipe or vessel which it protects.

"Vacuum producing system" means any reciprocating, rotary, or centrifugal blower or compressor or any jet ejector or device that creates suction from a pressure below atmospheric and discharges against a greater pressure.

"Valves not externally regulated" means valves that have no external controls, such as in-line check valves.

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"Vapor balance system" means any combination of pipes or hoses which creates a closed system between the vapor spaces of an unloading tank and a receiving tank such that vapors displaced from the receiving tank are transferred to the tank being unloaded.

"Vapor collection system" means all piping, seals, hoses, connections, pressure-vacuum vents, and other possible sources between the gasoline delivery vessel and the vapor processing unit and/or the storage tanks and vapor holder.

"Vapor control system" means any system that limits or prevents release to the atmosphere of organic material in the vapors displaced from a tank during the transfer of gasoline.

"Vapor-mounted primary seal" means a primary seal mounted with an air space bounded by the bottom of the primary seal, the tank wall, the liquid surface and the floating roof.

"Vapor recovery system" means a vapor gathering system capable of collecting all VOM vapors and gases discharged from the storage tank and a vapor disposal system capable of processing such VOM vapors and gases so as to prevent their emission to the atmosphere.

"Vehicle" means a device by which any person or property may be propelled, moved, or drawn upon a highway, excepting a device moved exclusively by human power or used exclusively upon stationary rails or tracks.

"Vinyl coating" means any topcoat or printing ink applied to vinyl coated fabric or vinyl sheets. Vinyl coating does not include plastisols.

"Vinyl coating facility" means a facility that includes one or more vinyl coating line(s).

"Vinyl coating line" means a coating line in which any protective, decorative or functional coating is applied onto vinyl coated fabric or vinyl sheets.

"Volatile organic liquid (VOL)" means any substance which is liquid at storage conditions and which contains volatile organic compounds.

"Volatile organic material (VOM) or volatile organic compound (VOC)" means any organic compound which participates in atmospheric photochemical reactions. This includes any organic compound other than the following compounds: methane, ethane, methyl chloroform (1,1,1-trichloroethane), CFC-113 (trichlorotrifluoroethane), methylene chloride (dichloromethane), CFC-11 (trichlorofluoromethane), CFC-12 (dichlorodifluoromethane), CFC-22 (chlorodifluoromethane), FC-23 (trifluoromethane), (dichlorotetrafluoroethane), CFC-115 (chloropentafluoroethane), HCFC-123 (dichlorotrifluoroethane), HFC-134a (tetrafluoroethane), HCFC-141b (dichlorofluoroethane) and HCFC-142b (chlorodifluoroethane). These compounds have been determined to



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have negligible photochemical reactivity. "Volatile organic material." as that term is defined at 35 Ill. Adm. Code 211.122.

~~For purposes of determining compliance with emission limits, VOCs will be measured by the approved test methods. Where such a method also inadvertently measures compounds with negligible photochemical reactivity, an owner or operator may exclude these negligibly reactive compounds when determining compliance with an emissions standard.~~

"Volatile petroleum liquid" means any petroleum liquid with a true vapor pressure that is greater than 1.5 psia (78 millimeters of mercury) at standard conditions.

"Wash coat" means a coating containing binders which seals wood surfaces, prevents undesired staining, and controls penetration.

"Wastewater (oil/water) separator" means any device or piece of equipment which utilizes the difference in density between oil and water to remove oil and associated chemicals from water, or any device, such as a flocculation tank or a clarifier, which removes petroleum derived compounds from wastewater.

"Web" means a substrate which is printed in continuous roll-fed presses.

"Wood furniture" means room furnishings including cabinets (kitchen, bath, and vanity), tables, chairs, beds, sofas, shutters, art objects, wood paneling, wood flooring, and any other coated furnishings made of wood, wood composition, or fabricated wood materials.

"Wood furniture coating facility" means a facility that includes one or more wood furniture coating line(s).

"Wood furniture coating line" means a coating line in which any protective, decorative, or functional coating is applied onto wood furniture.

"Woodworking" means the shaping, sawing, grinding, smoothing, polishing, and making into products of any form or shape of wood.

(Source: Amended at 16 Ill. Reg. , effective )

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: FOOD STAMPS

2) Code Citation: 89 Ill. Adm. Code 121

3) Section Number: Proposed Action:  
121.63 Amendment

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Par. 12-13)

5) A Complete Description of the Subjects and Issues Involved: This rulemaking makes two changes in the Food Stamp Program allowances. It establishes a homeless shelter cost deduction for households in which all members are homeless but that are not receiving free shelter throughout the month. The amount of the deduction is set at a one hundred and twenty-eight dollar (\$128.00) per month. This rule also increases the food stamp standard utility allowance from \$190 to \$195.

6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date? Yes ☐ No ☒

8) Does this Proposed Amendment contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
121.58	Amendment	February 14, 1992 (16 Ill. Reg. 2420)
121.63	Amendment	December 20, 1991 (15 Ill. Reg. 18086)
121.72	Amendment	February 14, 1992 (16 Ill. Reg. 2420)
121.73	Amendment	February 14, 1992 (16 Ill. Reg. 2420)
121.91	Amendment	October 4, 1991 (15 Ill. Reg. 14186)

## DEPARTMENT OF PUBLIC AID

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## NOTICE OF PROPOSED AMENDMENT

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## Section Numbers Proposed Action Illinois Register Citation

121.94 Amendment October 18, 1991  
(15 Ill. Reg. 14999)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Judy Umunna, Bureau of Rules and Regulations, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 524-3215. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the Proposed Amendment begins on the next page:

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121  
FOOD STAMPS

## SUBPART A: APPLICATION PROCEDURES

## Section

121.1 Application for Assistance  
121.2 Time Limitations on the Disposition of an Application  
121.3 Approval of an Application and Initial Authorization of Assistance  
121.4 Denial of an Application  
121.5 Client Cooperation  
121.6 Emergency Assistance  
121.7 Expedited Services  
121.10 Interviews

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

## Section

121.19 Ending a Voluntary Quit Disqualification  
121.20 Citizenship  
121.21 Residence  
121.22 Social Security Numbers  
121.23 Work Registration/Participation Requirements  
121.24 Individuals Exempt From Work Registration Requirements  
121.25 Failure to Comply  
121.26 Period of Disqualification  
121.27 Voluntary Job Quit  
121.28 Good Cause for Voluntary Job Quit  
121.29 Exemptions from Voluntary Quit Rule

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## Section

121.30 Unearned Income  
121.31 Exempt Unearned Income  
121.32 Education Benefits  
121.33 Unearned Income In-Kind  
121.34 Lump Sum Payments and Income Tax Refunds  
121.40 Earned Income  
121.41 Budgeting Earned Income  
121.50 Exempt Earned Income  
121.51 Income from Work/Study/Training Programs  
121.52 Earned Income from Roomer and Boarder



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121.59

Income From Rental Property  
Earned Income In-Kind  
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Assets  
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Net Monthly Income Eligibility Standards  
Gross Monthly Income Eligibility Standards  
Income Which Must Be Annualized  
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## SUBPART E: HOUSEHOLD CONCEPT

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121.70  
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Persons Who May Be Included in the Assistance Unit  
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## SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

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Fraud Disqualification (Renumbered)  
Initiation of Administrative Fraud Hearing (Repealed)  
Definition of Fraud (Renumbered)  
Notification to Applicant Households (Renumbered)  
Disqualification Upon Finding of Fraud (Renumbered)  
Court Imposed Disqualification (Renumbered)  
Monthly Reporting and Retrospective Budgeting  
Monthly Reporting  
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Direct Mail Issuance of Food Stamp Coupons  
Replacement of Food Stamp Coupons or ATP Documents  
Restoration of Lost Benefits  
Uses For Food Coupons  
Supplemental Payments  
Food Stamp Simplified Application Demonstration  
Project (Repealed)  
Recertification of Eligibility  
Residents of Shelters for Battered Women and their Children

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## NOTICE OF PROPOSED AMENDMENT

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Definition of Intentional Violations of the Program  
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121.200  
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Types of Claims (Recodified)  
Establishing a Claim for Intentional Violation of  
the Program (Recodified)

121.202  
121.203  
121.204

Establishing a Claim for Unintentional Household  
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Failure to Respond to Initial Demand Letter  
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121.205  
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Methods of Repayment of Food Stamp Claims  
(Recodified)  
Determination of Monthly Allotment Reductions  
(Recodified)

121.207  
121.208

Failure to Make Payment in Accordance with Repayment  
Schedule (Recodified)  
Suspension and Termination of Claims (Recodified)

AUTHORITY: Implementing Sections 12-4.4 through 12-4.6 and  
authorized by Section 12-13 of the Illinois Public Aid Code  
(Ill. Rev. Stat. 1989, ch. 23, pars. 12-4.4 through 12-4.6 and  
12-3)

SOURCE: Adopted December 30, 1977; amended at 3 Ill. Reg. 5,  
p. 875 effective February 2, 1979; amended at 3 Ill. Reg. 31,  
p. 109, effective August 3, 1979; amended at 3 Ill. Reg. 33, p.  
399 effective August 18, 1979; amended at 3 Ill. Reg. 41, p.  
165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p.  
230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p.  
173, effective October 19, 1979; amended at 3 Ill. Reg. 46, p.  
36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p.  
96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p.  
1; effective November 15, 1979; peremptory amendment at 4 Ill.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Reg. 3, p. 49, effective January 9, 1980; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980 for maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; peremptory amendment at 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 29, 1981; amended at 6 Ill. Reg. 12736, effective January 17, 1982; amended at 6 Ill. Reg. 1653, effective March 2, 1982; amended at 6 Ill. Reg. 2707, July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; peremptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983, peremptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; peremptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at 8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; peremptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; peremptory amendment at 9 Ill. Reg. 15582, effective October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; peremptory amendment at 10 Ill. Reg.

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## NOTICE OF PROPOSED AMENDMENT

7941, effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 reclassified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13619, effective August 14, 1989; peremptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990; peremptory amendment at 14 Ill. Reg. 15158, effective October 1, 1990; amended at 14 Ill. Reg. 16983, effective September 30, 1990; amended at 15 Ill. Reg. 11150, effective July 22, 1991; amended at 15 Ill. Reg. 11957, effective August 12, 1991; peremptory amendment at 15 Ill. Reg. 14134, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 757, effective January 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## SUBPART D: ELIGIBILITY STANDARDS

## Section 121.63 Deductions From Monthly Income

The following deductions shall be allowed in the determination of the adjusted net monthly food stamp income:

- a) Earned income Deduction  
Eighty percent of total gross earned income is considered. (See 89 Ill. Adm. Code 121.40 through 121.54 for a description of earned income.)
- b) Standard Deduction  
One hundred and twenty-two dollars (\$122.00) per household per month.
- c) Dependent Care Deduction

1) Payments for the care of a child or other dependent when necessary for a household member to accept or continue employment or to seek employment in compliance with the job search criteria (contained in 89 Ill. Adm. Code 112.70 through 112.73) or to attend training or pursue education which is preparatory for employment.

2) The amount of the deduction is to be determined by the actual costs for care and is not to exceed \$160.00 per month for each dependent household member.

## d) Shelter Costs Deduction

- 1) Shelter costs that exceed 50% of the household's total income after the allowable deductions in subsections (a), (b) and (c) have been made. The shelter deduction shall not exceed \$194.00.
- 2) If the household contains a member who is elderly or disabled as defined at 7 CFR 271.2 (1990) and Section 121.61 "Gross Monthly Income Eligibility Standards", there is no limit on the amount of excess shelter deduction.
- 3) Households in which all members are homeless but that are not receiving free shelter throughout

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

## Section 121.63 Deductions From Monthly Income (Cont'd)

the month, are entitled to a one hundred and twenty-eight dollar (\$128.00) per month homeless shelter costs deduction. Homeless households with shelter costs which exceed the homeless shelter costs deduction, are allowed to claim the higher shelter costs if these costs are verified. Homeless households which receive free housing and utilities throughout the month are not entitled to the homeless shelter costs deduction.

## a) Shelter costs include only the following:

- A) Continuing charges for the shelter occupied by the household (rent, mortgage, and other charges leading to the ownership of the shelter, including interest on such charges).
- B) Property taxes, State and local assessments and insurance on the structure itself.
- C) Utility Costs
  - i) Include the cost of heating and cooking fuel, air conditioning, electricity, water, sewerage, garbage and trash collection fees; basic service fee for one telephone (including tax on the basic fee) of \$18.00; and fees charged by the utility provider for initial installation. Utility deposits are not utility costs.
  - ii) Those households which are billed for heating or air conditioning, or both, separately from their rent or mortgage may claim the standard utility allowance of \$181.00 \$195.00. Households living in rental housing who are billed on a regular basis by a landlord for heating and/or air conditioning costs may use the standard utility allowance if utility usage is determined through a meter or otherwise is verifiable or if the charge for

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section 121.63

Deductions From Monthly Income (Cont'd)

heating and/or air conditioning is separate and identifiable. If the standard utility allowance is used, then no other utility costs may be claimed. If actual utility costs exceed the standard utility allowance, then actual, verified costs may be claimed, except that if a separately-billed phone expense is claimed only the basic telephone allowance of \$18.00 per month is allowed. The client that maintains the same residence may not switch between the standard utility allowance and actual utility costs for a period of twelve months from the time of initial certification and no more frequently than once every twelve (12) months thereafter.

iii) However, during the heating or cooling season, a household that is billed less often than monthly for its heating and/or air conditioning costs but is otherwise eligible to use the standard utility allowance may continue to use the standard utility allowance between billing months.

iv) Households in public housing or privately owned rental units which receive a bill for over-usage are not entitled to use the standard utility allowance. When households (as defined at 7 CFR 273.1(a)(1990)) live together, the standard utility allowance shall be divided equally among the households which contribute toward the utility costs whether or not each household participates in the program.

v) Households whose heat and/or air conditioning expense is covered by indirect energy assistance payments (Illinois Home Energy Assistance Program [47 Ill. Adm. Code 100]) shall

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section 121.63

Deductions From Monthly Income (Cont'd)

be entitled to the standard utility allowance (7 CFR 273.9 and 273.10(d)(6) [1990]). The provisions of subsection (ii) above, are applicable to households whose heating and/or air conditioning expense(s) are covered by indirect energy assistance payments.

D) Those households which are not billed separately for either heat or air conditioning are not entitled to claim the standard utility allowance but may claim the actual utility amounts for which they are billed separately, subject to the \$18.00 per month limitation for telephone expense.

4)5) Shelter Costs for a home temporarily unoccupied by the household because of employment or training away from home, illness or abandonment caused by a natural disaster or casualty loss, if, the household intends to return to the home; the current occupants of the home, if any, are not claiming the shelter costs for food stamp purposes; and the home is not leased or rented during the absence of the household.

5)6) Charges for Repair of the home which was damaged or destroyed due to a natural disaster. Shelter costs shall not include repair charges which have been or will be reimbursed by private or public relief agencies, insurance companies or any other source.

## e) Excess Medical Deductions

A deduction for excess medical expenses for households which contain an elderly or disabled member (as defined at 7 CFR 271.2 (1990) and Section 121.6) "Gross Monthly Income Eligibility Standards". The medical expenses incurred by the qualifying household member which are over \$35 will be deducted if the expenses will not be reimbursed by insurance or a third party.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## ILLINOIS REGISTER

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: MEDICAL PAYMENT
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Number: Proposed Action:  
140.413 Amendment
- 4) Statutory Authority: Sections 5-5.1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.1 et seq. and 12-13)
- 5) A Complete Description of the Subjects and Issues Involved: The proposed rule revision is in accordance with the mandates as set forth under the Omnibus Budget Reconciliation Act of 1990 (OBRA'90). Section 4752 of OBRA'90, "Improvement in Quality of Physician Services", requires that Medicaid reimbursement be made to a physician providing services to a Medicaid eligible child under 21 years old or a pregnant woman only if the physician meets certain qualifications.
- The Department previously revised Rule 140.413, requiring that physicians performing prenatal and post partum care retain hospital delivery privileges or maintain a written referral arrangement with another physician who retains such privileges. This proposed rule revision incorporates the OBRA'90 mandate relating to services provided by physicians to children under age 21.
- 6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this Proposed Amendment contain incorporations by reference? No
- 9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
140.13	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.14	Amendment	March 27, 1992 (16 Ill. Reg. 4708)

## ILLINOIS REGISTER

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section Numbers	Proposed Action	Illinois Register Citation
140.16	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.19	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.27	Amendment	January 3, 1992 (16 Ill. Reg. 65)
140.31	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.32	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.33	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.526	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.527	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.528	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.529	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.539	Amendment	January 10, 1992 (16 Ill. Reg. 472)
140.543	Amendment	February 28, 1992 (16 Ill. Reg. 3045)
140.560	Amendment	April 19, 1991 (15 Ill. Reg. 5585)
140.565	Amendment	January 24, 1992 (16 Ill. Reg. 1492)
140.566	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.579	Amendment	March 6, 1992 (16 Ill. Reg. 3409)

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Section Numbers	Proposed Action	Illinois Register Citation
140.600	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.602	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.604	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.608	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.610	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.612	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.614	New Section	January 10, 1992 (16 Ill. Reg. 472)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local government units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Joanne Jones, Bureau of Rules and Regulations, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 524-3215. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

## 12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 13, 1992
- B) Types of small businesses affected: Medical Providers
- C) Reporting, bookkeeping or other procedures required for compliance: No new procedures required.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

- D) Types of professional skills necessary for compliance: No new skills required.

The full text of the Proposed Amendment begins on the next page:



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMSPART 140  
MEDICAL PAYMENT

## SUBPART A: GENERAL PROVISIONS

- Section  
140.1  
140.2  
140.3
- Incorporation By Reference  
Medical Assistance Programs  
Covered Services Under The Medical Assistance  
Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP,  
Individuals Under Age 18 Not Eligible for AFDC,  
Pregnant Women Who Would Be Eligible if the Child  
Were Born and Pregnant Women and Children Under Age  
Eight Who Do Not Qualify As Mandatory Categorically  
Needy
- 140.4  
140.5  
140.6  
140.7
- Covered Medical Services Under AFDC-MANG for  
non-pregnant persons who are 18 years of age or  
older (Repealed)  
Covered Medical Services Under GA  
Medical Services Not Covered  
Medical Assistance Provided to Individuals Under  
the Age of Eighteen Who Do Not Qualify for AFDC and  
Children Under Age Eight
- 140.8  
140.9  
140.10
- Medical Assistance For Qualified Severely Impaired  
Individuals  
Medical Assistance for a Pregnant Woman Who Would  
Not Be Categorically Eligible for AFDC/AFDC-MANG if  
the Child Were Already Born Or Who Do Not Qualify  
As Mandatory Categorically Needy  
Medical Assistance Provided to Incarcerated Persons

## SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL

- Section  
140.11  
140.12  
140.13  
140.14
- Enrollment Conditions for Medical Providers  
Participation Requirements for Medical Providers  
Definitions  
Denial of Application to Participate in the Medical  
Assistance Program  
Recovery of Money
- 140.15  
140.16
- Termination of a Vendor's Eligibility to  
Participate in the Medical Assistance Program  
Suspension of a Vendor's Eligibility to Participate  
in the Medical Assistance Program
- 140.17

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## Section

- 140.18  
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140.21
- Effect of Termination on Individuals Associated  
with Vendor  
Application to Participate or for Reinstatement  
Subsequent to Termination, Suspension or Barring  
Submittal of Claims  
Covered Medicaid Services for Qualified Medicare  
Beneficiaries (QMBs)
- 140.22  
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140.28  
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140.35  
140.40  
140.41  
140.42  
140.43
- Magnetic Tape Billings  
Payment of Claims  
Payment Procedures  
Overpayment or Underpayment of Claims  
Payment to Factors Prohibited  
Assignment of Vendor Payments  
Record Requirements for Medical Providers  
Audits  
False Reporting and Other Fraudulent Activities  
Prior Approval for Medical Services or Items  
Prior Approval in Cases of Emergency  
Limitation on Prior Approval  
Post Approval for items or Services When Prior  
Approval Cannot Be Obtained  
Reimbursement for Medical Services Through the Use  
of a C-13 Invoice Voucher Advance Payment and  
Expedited Payments  
Drug Manual (Recodified)  
Drug Manual Updates (Recodified)
- 140.71  
140.72  
140.73
- SUBPART C: PROVIDER PARTICIPATION FEES  
Medicaid Developmentally Disabled Provider  
Participation Fee Trust Fund/Medicaid Long Term  
Care Provider Participation Fee Trust Fund  
Hospital Services Trust Fund  
General Requirements (Recodified)  
Special Requirements (Recodified)  
Covered Hospital Services (Recodified)  
Hospital Services Not Covered (Recodified)  
Limitation On Hospital Services (Recodified)  
Transplants (Recodified)  
Heart Transplants (Recodified)  
Liver Transplants (Recodified)  
Bone Marrow Transplants (Recodified)  
Disproportionate Share Hospital Adjustments  
(Recodified)  
Payment for Inpatient Services for GA (Recodified)  
Hospital Outpatient and Clinic Services (Recodified)
- Section  
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- 140.95  
140.96  
140.97  
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140.99  
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## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section	
140.200	Payment for Hospital Services During Fiscal Year 1982 (Recodified)
140.201	Payment for Hospital Services After June 30, 1982 (Repealed)
140.202	Payment for Hospital Services During Fiscal Year 1983 (Recodified)
140.203	Limits on Length of Stay by Diagnosis (Recodified)
140.300	Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting (Recodified)
140.350	Copayments (Recodified)
140.360	Payment Methodology (Recodified)
140.361	Non-Participating Hospitals (Recodified)
140.362	Pre July 1, 1989 Services (Recodified)
140.363	Post June 30, 1989 Services (Recodified)
140.364	Prepayment Review (Recodified)
140.365	Base Year Costs (Recodified)
140.366	Restructuring Adjustment (Recodified)
140.367	Inflation Adjustment (Recodified)
140.368	Volume Adjustment (Repealed)
140.369	Groupings (Recodified)
140.370	Rate Calculation (Recodified)
140.371	Payment (Recodified)
140.372	Review Procedure (Recodified)
140.373	Utilization (Repealed)
140.374	Alternatives (Recodified)
140.375	Exemptions (Recodified)
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**AUTHORITY:** Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

**SOURCE:** Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7

Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238,

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Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective April 3, 1989; amended at 13 Ill. Reg. 5115, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 2564, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262,



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effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991; amended at 15 Ill. Reg. 10468, effective July 1, 1991; amended at 15 Ill. Reg. 11176, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 11515, effective July 25, 1991, for a maximum of 150 days; emergency amendment at 15 Ill. Reg. 12919, effective August 15, 1991, for a maximum of 150 days; emergency expired January 12, 1992; emergency amendment at 15 Ill. Reg. 16366, effective October 22, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17318, effective November 18, 1991; amended at 15 Ill. Reg. 17733, effective November 22, 1991; emergency amendment at 16 Ill. Reg. 300, effective December 20, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 174, effective December 24, 1991; amended at 16 Ill. Reg. 1877, effective January 24, 1992; amended at 16 Ill. Reg. 3552, effective February 28, 1992; amended at 16 Ill. Reg. 4006, effective March 6, 1992; amended at 16 Ill. Reg. 6408, effective March 20, 1992; amended at 16 Ill. Reg. 6849, effective April 7, 1992; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## SUBPART D: PAYMENT FOR NON-INSTITUTIONAL SERVICES

## Section 140.413 Limitation on Physician Services

- a) When provided in accordance with the specified limitations and requirements, the Department shall pay for the following services:

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## Section 140.413 Limitation on Physician Services (Cont'd)

- 1) Termination of pregnancy -- only in those cases in which the physician has certified in writing to the Department that the procedure is necessary to preserve the life of the mother. All claims for reimbursement for abortions or induced miscarriages or premature births must be accompanied by the physician's written certification which specifies that the procedure is necessary for preservation of life of woman, or that the induced premature birth was to produce a live viable child and was necessary for the health of mother or her unborn child.

## 2) Sterilization

- A) Therapeutic sterilization -- only when the procedure is either a necessary part of the treatment of an existing illness, or is medically indicated as an accompaniment of an operation on the female genitourinary tract. Mental incapacity does not constitute an illness or injury in respect to this procedure.

- B) Nontherapeutic sterilization -- only for recipients age 21 or older. The physician must obtain the recipient's informed written consent in a language understandable to the recipient before performing the sterilization and must advise the recipient of the right to withdraw consent at any time prior to the operation. The operation shall be performed no sooner than 30 days and no later than 180 days following the date of the recipient's written informed consent except in cases of premature delivery or emergency abdominal surgery. An individual may consent to be sterilized at the time of premature delivery or emergency abdominal surgery if at least 72 hours have passed since informed consent was given.

- 3) End stage renal disease treatment (chronic hemodialysis and kidney transplantation) is limited to those recipients who have been determined medically eligible for such treatment by the Illinois Department of Public Health.

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## Section 140.413

## Limitation on Physician Services (Cont'd)

- 4) By-pass surgery for morbid obesity -- only with the prior approval of the Department. The Department shall approve payment for this service only in those cases in which it determines that obesity is exogenous in nature, the recipient has had the benefit of other therapy with no success, and endocrine disorders have been ruled out. (See Sections 140.40 through 140.42 for prior approval requirements.)

## 5) Psychiatric Services

- A) Treatment -- when the services are provided by a physician who has been enrolled as an approved provider with the Department. Psychiatric treatment services are not covered services for Recipients of General Assistance or Aid to the Medically Indigent.
- B) Consultation -- only when necessary to determine the need for psychiatric care. Services provided subsequent to the initial consultation must comply with the requirements for treatment.

- 6) Services provided to a recipient in his place of residence -- only when the recipient is physically unable to go to the physician's office.

- 7) Services provided to recipients in group care facilities by a physician other than the attending physician -- only emergency services provided when the attending physician of record is not available or when the attending physician has made referral with the recipient's knowledge and permission.

- 8) Services provided to recipients in a group care facility by a physician who derives a direct or indirect profit from total or partial ownership (or from other types of financial investment for profit in the facility -- only when occasioned by an emergency due to acute illness, unavailability of essential treatment facilities in the vicinity for short-term care pending transfer, or when there is no comparable facility in the area.

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## Section 140.413

## Limitation on Physician Services (Cont'd)

- 9) Maternity care -- Payment shall be made for pre-natal and post-natal care for mother and child only when the following conditions are met:

A) the physician, whether based in a hospital, clinic, or individual practice, retains hospital delivery privileges or maintains a written referral arrangement with another physician who retains such privileges;

B) the written referral agreement is kept on file and is available for inspection at the physician's place of business, and details procedures for timely transfer of medical records; and

C) maternal services are delivered in a manner consistent with the quality of care guidelines published by the American College of Obstetricians and Gynecologists in the current edition of the "Standards for Obstetric-Gynecologic Services" (1989 Edition), 409 12th Street, S.W., Washington, D.C. 20024-2188.

## 10) Physician services to children under age twenty-one

A) Payment shall be made only when the physician meets one or more of the following conditions:

i) the physician has admitting privileges at a hospital; or

ii) the physician is certified in pediatrics or family practice by the medical specialty board recognized by the American Board of Medical Specialties; or

iii) is employed by or affiliated with a Federally Qualified Health Center; or

iv) is a member of the National Health Service Corps; or



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Section 140.413

Limitation on Physician Services (Cont'd)

v) has been certified by the Secretary as qualified to provide physicians' services to a child under 21 years of age; or

vi) has current, formal consultation and referral arrangements with a pediatrician or family practitioner for the purposes of specialized treatment and admission to a hospital. The written referral agreement is kept on file and is available for inspection at the physician's place of business, and details procedures for timely transfer of medical records.

B) The physician should notify the Department of the way in which he/she meets the above criteria; and

C) Services to children are delivered in a manner consistent with the standards of the American Academy of Pediatrics and rules as published by the Illinois Department of Public Health (77 Illinois Administrative Code, Part 630, Maternal and Child Health Services; Part 665, Child Health Examinations; Part 675, Hearing Screening; Part 685, Vision Screening).

10)11)Hysterectomy -- only if the individual has been informed, orally and in writing, that the hysterectomy will render her permanently incapable of reproducing and the individual has signed a written acknowledgement of receipt of the information. The Department will not pay for a hysterectomy which would not have been performed except for the purpose of rendering an individual permanently incapable of reproducing.

11)12)Selected surgical procedures -

- A) Tonsillectomies or Adenoidectomies
- B) Hemorrhoidectomies
- C) Cholecystectomies

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

Section 140.413

Limitation on Physician Services (Cont'd)

D) Disc Surgery/Spinal Fusion

E) Hysterectomies

F) Joint Cartilage Surgery/Meniscectomies

G) Excision of Varicose Veins

H) Submucous Resection/Rhinoplasty/Repair of Nasal System

I) Mastectomies for Non-Malignancies

J) Surgical procedures which generally may be performed in an outpatient setting (see Section 140.117) only if the Department authorizes payment. The Department will in some instances require that a second physician agree that the surgical procedure is medically necessary prior to approving payment for one of these procedures. The Department will require a second opinion when the attending physician has been notified by the Department that he will be required to obtain prior approval for payment for the surgeries listed. (See Sections 140.40 through 140.42 for prior approval requirements). The Department will select physicians for this requirement based on the recommendation of a peer review committee that has reviewed the utilization pattern of the physician.

### 11)13)Mammography screening

A) Covered only when ordered by a physician for screening by low-dose mammography for the presence of occult breast cancer under the following guidelines:

- i) a baseline mammogram for women 35 through 39 years of age;
- ii) a mammogram every one to two years for women 40 through 49 years of age; or

## ILLINOIS RACING BOARD

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- Section 140.413 Limitation on Physician Services (Cont'd)
- iii) a mammogram once per year for women 50 years of age or older.
- B) As used in this rule, "low-dose mammography" means the x-ray examination of the breast using equipment specifically designated for mammography that will meet appropriate radiological standards.
- b) In cases where a physical examination by a second physician is needed, the Department will notify the recipient and designate a physician to perform the examination. Physicians will be subject to this requirement for six (6) months after which a request can be submitted to the peer review committee to consider removal of the prior approval requirement.

(Source: Amended at 16 Ill. Reg. \_\_\_\_, effective \_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENT

- 1) Heading of the Part: Approval of Racing Officials
- 2) Code Citation: 11 Ill. Adm. Code 422
- 3) Section Numbers Proposed Action
- |         |           |
|---------|-----------|
| 422.10  | Amendment |
| 422.70  | Amendment |
| 422.90  | Amendment |
| 422.100 | Amendment |
| 422.110 | Amendment |
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 8, par. 37-9(b).
- 5) A complete description of the subjects and issues involved: The amendments to Sections 422.70, 422.100 and 422.110 remove references to old rule numbers. The amendment to Section 422.10 removes the category of Jockey Room Custodian from the Racing Official list. The amendment to Section 422.90 requires the completion of a license application for all persons whose job duties directly relate to the running of the race.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporation by reference? No.
- 9) Are there any other proposed amendments pending in this Part? No.
- 10) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:
- All comments should be submitted in writing, within 30 days of this notice, to:
- Illinois Racing Board  
Legal Department  
100 West Randolph, Ste. 11-100  
Chicago, Illinois 60601
- 12) Initial Regulatory Flexibility Analysis:
- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: 4/8/92



## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

- B) Types of small business affected: None.
- C) Reporting, bookkeeping or other procedures required for compliance: None.
- D) Types of professional skills necessary for compliance: None.

The full text of the proposed amendment begins on the next page:

## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY  
 SUBTITLE B: HORSE RACING  
 CHAPTER I: ILLINOIS RACING BOARD  
 SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES

PART 422  
 APPROVAL OF RACING OFFICIALS

Section	
422.10	Racing Officials
422.20	Approval of New Officials
422.30	Standards for Approval and Disapproval of Officials
422.40	Recommendation of Board
422.50	Suspension and Removal of Officials
422.60	Conflict of Interest Provisions
422.70	Emergency Approval
422.80	Physical Examination
422.90	Officials Approved by the Stewards
422.100	Occupation License
422.110	Penalties

AUTHORITY: Implementing and authorized by the Illinois Horse Racing Act of 1975 (Ill. Rev. Stat. 1991, ch. 8, pars. 37-1 et seq.).

SOURCE: Adopted at 5 Ill. Reg. 10341, effective September 25, 1981; codified at 5 Ill. Reg. 10905, amended at 10 Ill. Reg. 10141, effective May 27, 1986; amended at 13 Ill. Reg. 1558, effective January 23, 1989; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 422.10 Racing Officials

- a) Each organization licensee shall submit to the Board for its approval or disapproval the names of all persons whom the licensee has selected as racing officials or employees whose duties relate to the actual running of the races. The list shall include, where applicable, the following thoroughbred and harness racing officials:

Association Stewards	Clerk of the Scales
Presiding Judge	<del>Jockey/Kidd/Cutler</del>
Associate Judge	Clerk of Course
Racing Secretary	Track Veterinarian
Assistant Racing Secretary	Track Superintendent
Patrol Judges	Mutuel Manager
Placing Judges	Program Director
Paddock Judges	Director of Security
Breathalyzer Operator	General Manager
Starter	Timer
Marshal or Outrider	

ILLINOIS RACING BOARD  
NOTICE OF PROPOSED AMENDMENTS

- b) The list of names shall be submitted to the Board in writing at least 60 days prior to the opening of any race meeting and the list shall indicate whether the nominee has previously been employed at any Illinois race track.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 422.70 Emergency Approval

If a racing official approved by the Board becomes incapacitated or is unable to perform his/her duties, the stewards shall approve an emergency appointment. Such approval shall be based on the standards set forth in Rule 422.30. Such approval shall be based on the standards set forth in Rule 422.30 and shall be immediately reported to the Board for consideration at the next Board meeting. If the emergency appointee has not previously been considered by the Board, the organization licensee shall comply with Rule 422.20. (Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 422.90 Officials Approved by the Stewards

- a) The organization licensee shall submit to the stewards for their approval or disapproval the names and complete license applications of all persons whom the organization licensee has selected as racing officials or employees whose duties relate to the actual running of the races. In the following categories:

valet  
assistant starter  
starter  
jockey/rover/messenger  
track physician/nurse/and/or paramedics

- b) Stewards shall approve or disapprove the nominees based on the standards set forth in Rule 422.30. (Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 422.100 Occupation License

- a) No person shall serve or act as a racing official unless such person has an occupation license.
- b) After completion of application and verification of racing official appointment by the Board or the stewards, shall be issued an occupation license.

Section 422.110 Penalties

For each violation of Rule 422.110, the Board shall impose a civil penalty of up to \$1,000 against individuals and up to \$10,000 against organizations. When imposing penalties, the Board shall consider all factors in aggravation or mitigation of the offense including, but not limited to, the degree of culpability; the offender's record, if any, of previous violations, and the damage to the state.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Inter-Track Wagering Facilities2) Code Citation: 11 Ill. Adm. Code 4353) Section Numbers Proposed Action

435.20

Amendment

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 8, par. 37-9(b).

5) A complete description of the subjects and issues involved: This amendment clarifies that current reports regarding municipal or county health and safety and state fire inspections are required at the time of filing an application for an intertrack wagering facilities. Submission of these reports are also required on January 15 and July 15 of each year of operation.

6) Will these proposed amendments replace emergency amendments currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporation by reference? No.

9) Are there any other proposed amendments pending in this Part? No.

10) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

All comments should be submitted in writing, within 30 days of this notice, to:

Illinois Racing Board  
Legal Department  
100 West Randolph, Ste. 11-100  
Chicago, Illinois 60601

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: 4/9/92

B) Types of small business affected: None.

C) Reporting, bookkeeping or other procedures required for compliance: None.

D) Types of professional skills necessary for compliance: None.

The full text of the proposed amendment begins on the next page:

## NOTICE OF PROPOSED AMENDMENTS

TITLE 11: ALCOHOL, HORSE RACING AND LOTTERY

SUBTITLE B: HORSE RACING

CHAPTER I: ILLINOIS RACING BOARD

SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES

## PART 435

## INTER-TRACK WAGERING FACILITIES

Section	Definitions
435.10	Application for Intertrack Wagering License
435.20	Board Approval of an Application
435.30	Penalties and Conditions
435.40	Board Office
435.50	Simulcast Requirements
435.60	Audio Transmission
435.70	Intertrack Wagering Pools
435.80	Announcing the Close of Wagering
435.90	Parl-Mutuel Wagering
435.100	Licensing of Employees
435.110	Concessionaire License
435.120	Prohibited Practices by Employees
435.130	Customer Relations
435.140	Duties of Organization Licensee
435.150	Duties of Inter-track Wagering Facility
435.160	

AUTHORITY: Implementing and authorized by the Illinois Horse Racing Act of 1975 (Ill. Rev. Stat., 1991, Section 37-9(b)).

SOURCE: Emergency rules adopted at 12 Ill. Reg. 6805, effective March 23, 1988, for a maximum of 150 days; adopted at 12 Ill. Reg. 11235, effective June 20, 1988, amended at 16 Ill. Reg. \_\_\_\_, effective \_\_\_\_.

Section 435.20 Application for Inter-track Wagering License

- a) Each application for an inter-track wagering license filed with the Illinois Racing Board (Board) must contain such information and be accompanied by such documents or exhibits as specified by the Board.
- b) Each application for an inter-track wagering license shall also contain a plan of operation, which plan shall include:
  - 1) a feasibility report that shows:
    - A) the anticipated revenue to be generated from the inter-track wagering facility;

## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

- B) the expenditures expected to be incurred by the facility;
- C) the level of attendance expected and the area from which said attendance is anticipated to be drawn to the inter-track wagering facility;
- D) level of anticipated inter-track wagering;
- E) a demographic study or market survey depicting the applicants on-track attendance; and
- F) the probable impact of the inter-track wagering facility on revenue to local government.
- 2) an application for an inter-track wagering license shall also show:
- A) the number of simulcast racing programs to be displayed;
- B) the amount and source of revenue necessary to acquire and construct the inter-track wagering facility;
- C) the type of communication and transmission equipment to be utilized;
- D) the type and operation of the totalizer equipment which must be operated as prescribed by 11 Ill. Adm. Code 432 and 433;
- E) a security plan which shall include, but not be limited to, a description of the security measures to protect the inter-track wagering facility, to control crowds, to safeguard the transmission and reception of simulcast signals, and to control the transmission of wagering data to effect combined common parimutuel wagering pools;
- F) the accommodations available to the public;
- G) a good faith affirmative action plan to recruit, train and upgrade minorities and females in all classifications within the licensee;
- H) a certificate of compliance or approval from the Industrial Commission of the State of Illinois that the applicant has complied with, and has elected to be bound by, the provisions of the Worker's Compensation Act (Ill. Rev. Stat., 1985, 1987 Supp., ch. 48, par. 138.1 et seq.); and

## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

- I) the most recent Municipal or County Health and Safety and State Fire Inspection Reports for each intertrack wagering facility in each year/1987/1988/1989/1990/1991/1992/1993/1994/1995/1996/1997/1998/1999/2000/2001/2002/2003/2004/2005/2006/2007/2008/2009/2010/2011/2012/2013/2014/2015/2016/2017/2018/2019/2020/2021/2022/2023/2024/2025/2026/2027/2028/2029/2030/2031/2032/2033/2034/2035/2036/2037/2038/2039/2040/2041/2042/2043/2044/2045/2046/2047/2048/2049/2050/2051/2052/2053/2054/2055/2056/2057/2058/2059/2060/2061/2062/2063/2064/2065/2066/2067/2068/2069/2070/2071/2072/2073/2074/2075/2076/2077/2078/2079/2080/2081/2082/2083/2084/2085/2086/2087/2088/2089/2090/2091/2092/2093/2094/2095/2096/2097/2098/2099/2100/2101/2102/2103/2104/2105/2106/2107/2108/2109/2110/2111/2112/2113/2114/2115/2116/2117/2118/2119/2120/2121/2122/2123/2124/2125/2126/2127/2128/2129/2130/2131/2132/2133/2134/2135/2136/2137/2138/2139/2140/2141/2142/2143/2144/2145/2146/2147/2148/2149/2150/2151/2152/2153/2154/2155/2156/2157/2158/2159/2160/2161/2162/2163/2164/2165/2166/2167/2168/2169/2170/2171/2172/2173/2174/2175/2176/2177/2178/2179/2180/2181/2182/2183/2184/2185/2186/2187/2188/2189/2190/2191/2192/2193/2194/2195/2196/2197/2198/2199/2200/2201/2202/2203/2204/2205/2206/2207/2208/2209/2210/2211/2212/2213/2214/2215/2216/2217/2218/2219/2220/2221/2222/2223/2224/2225/2226/2227/2228/2229/2230/2231/2232/2233/2234/2235/2236/2237/2238/2239/2240/2241/2242/2243/2244/2245/2246/2247/2248/2249/2250/2251/2252/2253/2254/2255/2256/2257/2258/2259/2260/2261/2262/2263/2264/2265/2266/2267/2268/2269/2270/2271/2272/2273/2274/2275/2276/2277/2278/2279/2280/2281/2282/2283/2284/2285/2286/2287/2288/2289/2290/2291/2292/2293/2294/2295/2296/2297/2298/2299/2300/2301/2302/2303/2304/2305/2306/2307/2308/2309/2310/2311/2312/2313/2314/2315/2316/2317/2318/2319/2320/2321/2322/2323/2324/2325/2326/2327/2328/2329/2330/2331/2332/2333/2334/2335/2336/2337/2338/2339/2340/2341/2342/2343/2344/2345/2346/2347/2348/2349/2350/2351/2352/2353/2354/2355/2356/2357/2358/2359/2360/2361/2362/2363/2364/2365/2366/2367/2368/2369/2370/2371/2372/2373/2374/2375/2376/2377/2378/2379/2380/2381/2382/2383/2384/2385/2386/2387/2388/2389/2390/2391/2392/2393/2394/2395/2396/2397/2398/2399/2400/2401/2402/2403/2404/2405/2406/2407/2408/2409/2410/2411/2412/2413/2414/2415/2416/2417/2418/2419/2420/2421/2422/2423/2424/2425/2426/2427/2428/2429/2430/2431/2432/2433/2434/2435/2436/2437/2438/2439/2440/2441/2442/2443/2444/2445/2446/2447/2448/2449/2450/2451/2452/2453/2454/2455/2456/2457/2458/2459/2460/2461/2462/2463/2464/2465/2466/2467/2468/2469/2470/2471/2472/2473/2474/2475/2476/2477/2478/2479/2480/2481/2482/2483/2484/2485/2486/2487/2488/2489/2490/2491/2492/2493/2494/2495/2496/2497/2498/2499/2500/2501/2502/2503/2504/2505/2506/2507/2508/2509/2510/2511/2512/2513/2514/2515/2516/2517/2518/2519/2520/2521/2522/2523/2524/2525/2526/2527/2528/2529/2530/2531/2532/2533/2534/2535/2536/2537/2538/2539/2540/2541/2542/2543/2544/2545/2546/2547/2548/2549/2550/2551/2552/2553/2554/2555/2556/2557/2558/2559/2560/2561/2562/2563/2564/2565/2566/2567/2568/2569/2570/2571/2572/2573/2574/2575/2576/2577/2578/2579/2580/2581/2582/2583/2584/2585/2586/2587/2588/2589/2590/2591/2592/2593/2594/2595/2596/2597/2598/2599/2600/2601/2602/2603/2604/2605/2606/2607/2608/2609/2610/2611/2612/2613/2614/2615/2616/2617/2618/2619/2620/2621/2622/2623/2624/2625/2626/2627/2628/2629/2630/2631/2632/2633/2634/2635/2636/2637/2638/2639/2640/2641/2642/2643/2644/2645/2646/2647/2648/2649/2650/2651/2652/2653/2654/2655/2656/2657/2658/2659/2660/2661/2662/2663/2664/2665/2666/2667/2668/2669/2670/2671/2672/2673/2674/2675/2676/2677/2678/2679/2680/2681/2682/2683/2684/2685/2686/2687/2688/2689/2690/2691/2692/2693/2694/2695/2696/2697/2698/2699/2700/2701/2702/2703/2704/2705/2706/2707/2708/2709/2710/2711/2712/2713/2714/2715/2716/2717/2718/2719/2720/2721/2722/2723/2724/2725/2726/2727/2728/2729/2730/2731/2732/2733/2734/2735/2736/2737/2738/2739/2740/2741/2742/2743/2744/2745/2746/2747/2748/2749/2750/2751/2752/2753/2754/2755/2756/2757/2758/2759/2760/2761/2762/2763/2764/2765/2766/2767/2768/2769/2770/2771/2772/2773/2774/2775/2776/2777/2778/2779/2780/2781/2782/2783/2784/2785/2786/2787/2788/2789/2790/2791/2792/2793/2794/2795/2796/2797/2798/2799/2800/2801/2802/2803/2804/2805/2806/2807/2808/2809/2810/2811/2812/2813/2814/2815/2816/2817/2818/2819/2820/2821/2822/2823/2824/2825/2826/2827/2828/2829/2830/2831/2832/2833/2834/2835/2836/2837/2838/2839/2840/2841/2842/2843/2844/2845/2846/2847/2848/2849/2850/2851/2852/2853/2854/2855/2856/2857/2858/2859/2860/2861/2862/2863/2864/2865/2866/2867/2868/2869/2870/2871/2872/2873/2874/2875/2876/2877/2878/2879/2880/2881/2882/2883/2884/2885/2886/2887/2888/2889/2890/2891/2892/2893/2894/2895/2896/2897/2898/2899/2900/2901/2902/2903/2904/2905/2906/2907/2908/2909/2910/2911/2912/2913/2914/2915/2916/2917/2918/2919/2920/2921/2922/2923/2924/2925/2926/2927/2928/2929/2930/2931/2932/2933/2934/2935/2936/2937/2938/2939/2940/2941/2942/2943/2944/2945/2946/2947/2948/2949/2950/2951/2952/2953/2954/2955/2956/2957/2958/2959/2960/2961/2962/2963/2964/2965/2966/2967/2968/2969/2970/2971/2972/2973/2974/2975/2976/2977/2978/2979/2980/2981/2982/2983/2984/2985/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## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Licensing
- 2) Code Citation: 11 Ill. Adm. Code 502
- 3) Section Numbers  
502.30  
Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. B, par. 37-9(b).
- 5) A complete description of the subjects and issues involved: This amendment outlines the fees and required information that must accompany a license application.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporation by reference? No.
- 9) Are there any other proposed amendments pending in this Part? No.
- 10) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:  
All comments should be submitted in writing, within 30 days of this notice, to:

Illinois Racing Board  
Legal Department  
100 West Randolph, Ste. 11-100  
Chicago, Illinois 60601

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: 4/9/92
- B) Types of small business affected: None.
- C) Reporting, bookkeeping or other procedures required for compliance: None.
- D) Types of professional skills necessary for compliance: None.

The full text of the proposed amendment begins on the next page:

## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

- TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY  
SUBTITLE B: HORSE RACING  
CHAPTER I: ILLINOIS RACING BOARD  
SUBCHAPTER C: RULES APPLICABLE TO ALL OCCUPATION LICENSEES

PART 502  
LICENSING

## SUBPART A: PROCEDURE

Section  
502.10  
502.20  
502.30  
502.40  
502.50  
502.55  
502.5B

Submission of Application  
Complete Application  
License Fees  
Duration and Extent of Occupation Licenses  
Rulings and Hearings  
Denial of License  
License to Participate

## SUBPART B: STATUTORY GROUNDS FOR DENIAL OF A LICENSE

Section  
502.60  
502.72  
502.76  
502.7B  
502.80  
502.90  
502.100  
502.102  
502.104

Denial of a License for Criminal Conviction  
First-Time Applicant Who Has Been Convicted of a Crime  
Prohibitions Against Persons on Probation  
Probationary Nature of Licenses  
Unqualified to Perform the Duties  
Falsifying Answers or Omitting Facts  
Just Cause  
Burden of Going Forward  
Denial of a License for Just Cause in Illinois or in Another Racing Jurisdiction

## SUBPART C: GENERAL CRITERIA

Section  
502.110  
502.115

Criteria for Determining Eligibility  
Standards Required of All Applicants

## SUBPART D: OWNERS

Section  
502.120

Owners

## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

## SUBPART E: TRAINERS AND ASSISTANT TRAINERS

Section  
502.200 Trainers and Assistant Trainers  
502.210 Prospective Trainers or Assistant Trainers  
502.220 Workers' Compensation

## SUBPART F: JOCKEYS AND APPRENTICE JOCKEYS

Section  
502.230 Jockeys and Apprentice Jockeys  
502.235 Apprentice Jockeys, Criteria for Eligibility  
502.238 Apprentice Contract or Certificate

## SUBPART G: DRIVERS

Section  
502.250 Harness Driver  
502.260 Prospective Harness Drivers  
502.270 "Q" Licenses  
502.280 "P" Licenses  
502.290 "A" Licenses

## SUBPART H: OTHER LICENSEES

Section  
502.300 Veterinarians  
502.320 Veterinary Assistant  
502.350 Farriers (Blacksmiths)  
502.380 Exercise Riders  
502.400 Pony Person  
502.450 Stable Foreman  
502.500 Jockey Agents  
502.600 Authorized Agents  
502.650 Tack Shop Operators and Other Vendors  
502.660 Vendor Helper  
502.680 Thoroughbred Grooms  
502.690 Harness Grooms  
502.700 Hotwalker  
502.790 Totalizator Employee

## SUBPART I: CONFLICTS OF INTEREST

Section  
502.800 General Provisions  
502.820 Dual Licensing  
502.830 Limitations on License  
502.840 Husbands and Wives  
502.850 Transfer of a Horse

## ILLINOIS RACING BOARD

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AUTHORITY: Implementing Section 15 and authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 (Ill. Rev. Stat. 1991 ch. 8, pars. 37-15 and 37-9(b)).

SOURCE: Emergency rule adopted and codified at 6 Ill. Reg. 9711, effective July 27, 1982, for a maximum of 150 days; adopted and codified at 6 Ill. Reg. 13786, effective October 25, 1982; amended at 7 Ill. Reg. 5225, effective April 1, 1983; amended at 11 Ill. Reg. 20611, effective January 1, 1988; amended at 13 Ill. Reg. 1562, effective January 23, 1988; amended at 13 Ill. Reg. 4931, effective March 22, 1989; amended at 14 Ill. Reg. 17641, effective October 16, 1990; amended at 15 Ill. Reg. 11985, effective August 12, 1991; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: Capitalization Denotes Statutory Language.

## Section 502.30 License Fees

Applications for annual occupation licenses shall be accompanied by a non-refundable fee according to the following schedule:

- a) \$25-owner, trainer, owner/trainer owner/trainer/driver, driver, jockey, apprentice, jockey, jockey agent, veterinarian, farrier, apprentice farrier, authorized agent, vendor, partnership, starter, and steward totalizator employee and racing official;
- b) \$15-assistant trainer, and assistant veterinarian;
- c) \$10-exercise person, pony person, foreman, and vendor helper; ~~and/valet~~
- d) \$5-hot walker, and groom/~~valet/trick/employed/and/assistant starter~~/and
- e) ~~16/fee~~///The following individuals shall submit license applications together with any other information required by the Board, including but not limited to fingerprint cards, the required fee for fingerprint cards and certification of licensure but shall not be assessed a license fee:

- 1) persons who perform professional services, such as members of the clergy, doctors, ~~paramedics~~ and EMT's, dentists, social workers, and substance abuse counselors
- 2) race track employees such as valets, assistant starters, charters, jockey room masseurs, kitchen help and jockey room custodian.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Twin Trifecta Exchange

2) Code Citation: 11 Ill. Adm. Code 440

3) Section Numbers      Proposed Action

440.40	Amendment
440.50	Amendment
440.60	Amendment
440.120	Amendment
440.160	New Section

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 8, par. 37-9(b).

5) A complete description of the subjects and issues involved: The amendment to Section 440.40 is a technical change which would allow the pool to be distributed in accordance with the proposed amendment to Section 440.50. The amendment to Section 440.50 allows the organization to elect prior to the start either a 50% or 75% carryover pool distribution format. The amendment to Section 440.60 limits the exchange of tickets to those whose tickets designate the first three finishers in exact order. This amendment also provides that if no ticket is sold which designates the winner to win the daily net pool shall be carried over to the next TTE program. The amendment to Section 440.120 specifically details the pay-off schedule for the jackpot pool. The addition of Section 440.160 will require any organization licensee who intends to offer the TTE to notify the Board 30 days prior to the start of its meet.

6) Will these proposed amendments replace emergency amendments currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporation by reference? No.

9) Are there any other proposed amendments pending in this Part? No.

10) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Illinois Racing Board  
Legal Department  
100 West Randolph, Ste. 11-100  
Chicago, Illinois 60601

## ILLINOIS RACING BOARD

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The Illinois Racing Board will consider all written comments it receives within 30 days of the publication of this notice in the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: 4/9/92

B) Types of small business affected: None.

C) Reporting, bookkeeping or other procedures required for compliance: None.

D) Types of professional skills necessary for compliance: None.

The full text of the proposed amendment begins on the next page:

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY  
SUBTITLE B: HORSE RACING  
CHAPTER 1: ILLINOIS RACING BOARD  
SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES

PART 440  
TWIN TRIFECTA EXCHANGE

- Section  
440.10 Twin Trifecta Exchange Wager  
440.20 Sale and Exchange of TTE Tickets  
440.30 Transfer of Tickets Prohibited  
440.40 Pool Calculations  
440.50 Distribution of Divided Daily Net Pool  
440.60 Failure to Select  
440.70 "Exchange" Tickets  
440.80 Trifecta Rules Shall Apply  
440.90 Scratches  
440.100 Dead Heats  
440.110 No Winning Combinations  
440.120 Jackpot Pool  
440.130 Races Cancelled  
440.140 Rules Displayed  
440.150 Minimum Price  
440.160 Notification

AUTHORITY: Implementing and authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 (Ill. Rev. Stat. 1991, ch. 8, par. 37-9(b)).

SOURCE: Adopted at 15 Ill. Reg. 3492, effective February 21, 1991; amended at 15 Ill. Reg. 13936, effective September 5, 1991; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 440.40 Pool Calculations

Commissions shall be deducted from the TTE Daily Divided pool in accordance with state law for wagers involving three or more betting interests (Ill. Rev. Stat. ch. 8, par. 37-26.2). The net pool shall then be divided into two separate pools of equal amounts.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

Section 440.50 Distribution of Divided/Daily Net Pool

- a) The first half of the divided net pool shall be distributed to the holders of the tickets which correctly select the first three finishers of the race. The second half of the divided net pool shall be distributed to the holders of the tickets which correctly select the first three finishers of the race.

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Divided pool of the daily net pool shall be distributed to the holders of the tickets which correctly select the first three finishers of the race. The second half of the divided net pool shall be distributed to the holders of the tickets which correctly select the first three finishers of the race.

- b) The second half of the divided pool shall be placed in a separate pool to be distributed to the holders of the tickets which correctly select the first three finishers of the race. The second half of the divided net pool shall be distributed to the holders of the tickets which correctly select the first three finishers of the race.

An organization may elect either of the following formats prior to the start of the meet:

a) 50% Carryover

- 1) Fifty per cent (50%) of the daily net pool, excluding any carryover pool, shall be distributed to holders of tickets which correctly select the first three finishers of the first Twin Trifecta Exchange race.

- 2) Fifty per cent (50%) of the daily net pool, plus any carryover pool, shall be distributed to holders of exchange tickets which correctly designate the first three finishers of the second Twin Trifecta Exchange race.

- 3) If no tickets are sold which correctly select the finishers of both Twin Trifecta Exchange races, fifty per cent (50%) of the daily net pool shall be carried over to the next race program and combined with the net Twin Trifecta Exchange pool for said program and added to any accumulated carryover pool.

- 4) Fifty per cent (50%) of the daily net pool shall be carried over in this fashion each program until at least one exchange ticket is issued which correctly selects the finishers of the second Twin Trifecta Exchange race or until a mandatory distribution is ordered.

b) 75% Carryover

- 1) Twenty-five per cent (25%) of the daily net pool, excluding any carryover pool, shall be distributed to holders of tickets which correctly select the first three finishers of the first Twin Trifecta Exchange race.



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- 2) Seventy-five per cent (75%) of the daily net pool, plus any carryover pool, shall be distributed to holders of exchange tickets which correctly designate the first three finishers of the second Twin Trifecta Exchange race.
- 3) If no tickets are sold which correctly select the finishers of both Twin Trifecta Exchange races, seventy-five per cent (75%) of the daily net pool shall be carried over to the next race program and combined with the net Twin Trifecta Exchange pool for said program and added to any accumulated carryover pool.
- 4) Seventy-five per cent (75%) of the daily net pool shall be carried over in this fashion each program until at least one exchange ticket is issued which correctly selects the finishers of the second Twin Trifecta Exchange or until a mandatory distribution is ordered.

(Source: Amended at 16 Ill. Reg. \_\_\_\_, effective \_\_\_\_)

## Section 440.60 Failure to Select

- a) In the first half of the TTE only, if there is a failure to select, in exact order, the first three horses, payoffs and exchanges shall be made on TTE tickets selecting in the following order of priority:

- 1) The first two horses in exact order, or
- 2) The first horse.
- 3) If no ticket is sold which correctly designates the winner to win, the entire pool shall be retained and added to any existing TTE carryover pool.

b) Failure to select the winner to win, if there is a failure to select, in exact order, the first three horses, payoffs and exchanges shall be made on TTE tickets selecting in the following order of priority:

(Source: Amended at 16 Ill. Reg. \_\_\_\_, effective \_\_\_\_)

## Section 440.120 Jackpot Pool

- a) On the last program of a meeting or the last program during consecutive race meetings of the same type of racing at the same race track, or upon order of the Executive Director, a mandatory distribution shall be declared by the organization licensee and shall be advertised to the public (e.g., extenuating circumstances forcing the cancellation of races).

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- b) When a mandatory distribution is required, all of the carryover jackpot shall be distributed even if no ticket combines the exact winning combination.
- c) In the event the winner of the daily net pool, plus any carryover pool, shall be distributed to holders of exchange tickets which correctly designate the first three finishers of the second Twin Trifecta Exchange race, the sum of the Jackpot pool shall be distributed equally to:
- 1) to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then
  - 2) to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then
  - 3) to those whose combination included, in correct sequence, the second two betting interests; but if there are no such wagers, then
  - 4) to those whose combination correctly selected the second-place betting interest only; but if there are no such wagers, then
  - 5) to those whose combination correctly selected the third-place betting interest only; but if there are no such wagers, then
  - 6) to holders of valid exchange tickets
  - 7) In the event no valid exchange tickets are issued the Jackpot pool shall be distributed equally to:
    - A) to those whose combination correctly selected the first two finishers, in exact order, for the first TTE race, but if there are no such wagers, then
    - B) to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then

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- C) those holding first-half ITE tickets shall become winners and shall share equally in the Jackpot pool.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 440.160 Notification

Any organization who elects to offer the Twin Trifecta Exchange wager shall notify the Board in writing, 30-days prior to the start of its meet.

(Source: Added at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) Heading of the Part: Bingo License and Tax Act
- 2) Code Citation: 86 Ill. Adm. Code 430
- 3) Section Numbers: Proposed Action:  
     430.110 Amendment  
     430.125 New Section  
     430.160 Amendment
- 4) Statutory Authority: Implementing and authorized by the Bingo License and Tax Act (Ill. Rev. Stat. 1991, ch. 120, pars. 1101 et seq.)
- 5) A Complete Description of the Subjects and Issues Involved:  
 Section 430.110 is being amended to include the provisions of Public Act 87-220. Public Act 87-220 provides that if an organization licensed under the Bingo License and Tax Act is associated with a school or other educational institution, that school may reduce tuition and fees for a designated pupil based on participation in the management or operation of a bingo game by any member of the organization. Public Act 87-220 also states that a licensee which cancels a day of bingo because of inclement weather may, after giving notice to the Department, conduct bingo on an additional date that falls on a day of the week other than the day authorized under the license. This provision is the basis for amendment of Section 430.160. Section 430.125 is a new section which is added because of the provisions of Public Act 87-758, which provides that the Department may issue a restricted license to a senior citizens organization to conduct bingo at a senior citizens facility owned by a unit of local government or in public housing for the elderly and handicapped.
- 6) Will this proposed rule replace an emergency rule currently in effect:  
 No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain incorporations by reference?  
 No.
- 9) Are there any other proposed amendments pending on this Part: No.
- 10) Statement of Statewide Policy Objectives: These proposed rules do not create or enlarge a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1991, ch. 85, par. 2203(b)).
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on



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this proposed rule may submit them in writing by no later than 45 days after publication of this notice to:

Stanley T. Cichowski  
Manager  
Illinois Department of Revenue  
Legal Services Bureau  
101 West Jefferson  
Springfield, Illinois 62794  
Phone: (217) 782-7054

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 7, 1992
- B) Types of small businesses affected: Businesses that are providers and suppliers licensed under the Bingo License and Tax Act; not-for-profit organizations that are licensed under the Bingo License and Tax Act; schools that agree to reduce tuition or fees pursuant to the provisions of Public Act 87-220.
- C) Reporting, bookkeeping or other procedures required for compliance: Senior citizens organizations receiving restricted licenses pursuant to Public Act 87-758 must comply with application and renewal procedures; management of facilities in which senior citizens organizations are authorized to conduct bingo under restricted licenses must submit certification letter; organizations cancelling games because of inclement weather must comply with notice requirements.

- D) Types of professional skills necessary for compliance: Basic reporting or bookkeeping skills.

The full text of the Proposed Amendment(s) begins on the next page:

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TITLE 86: REVENUE  
CHAPTER I: DEPARTMENT OF REVENUEPART 430  
BINGO LICENSE AND TAX ACT

Section	Definitions
430.100	Regular Licenses
430.110	Limited Licenses
430.120	Senior Citizens Restricted Licenses
430.125	Suppliers Licenses
430.130	Providers Licenses
430.140	Ineligibility for License
430.150	Restrictions and Limitations on the Conducting of Bingo
430.160	Imposition of Tax; Returns
430.170	Records; Audits
430.180	Denial, Suspension, or Revocation of Licenses
430.190	Civil Penalties
430.200	

**AUTHORITY:** Implementing and authorized by the Bingo License and Tax Act (Ill. Rev. Stat. 1989, ch. 120, pars. 1101 et seq.).

**SOURCE:** Adopted August 31, 1971; amended at 2 Ill. Reg. 41, p. 154, effective July 22, 1978; amended at 3 Ill. Reg. 18, p. 219, effective May 4, 1979; amended at 4 Ill. Reg. 38, p. 213, effective September 8, 1980; emergency amendment at 6 Ill. Reg. 9012, effective July 23, 1982, for a maximum of 150 days; codified at 6 Ill. Reg. 14688; rules repealed, new rules adopted at 7 Ill. Reg. 6100, effective June 1, 1983; amended at 15 Ill. Reg. 10944, effective July 10, 1991; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 430.110 Regular Licenses

- a) **Eligibility.** To be eligible for a regular license an organization must have been organized in Illinois, and during the entire five year period preceding application must have had a bona fide membership engaged in carrying out its objects. *However, the five year requirement shall be reduced to two years if the Illinois organization is affiliated with and chartered by a national organization which meets the five year requirement.* To be "chartered" by a national organization, an Illinois organization must have a document issued by the national organization formally authorizing the establishment of the Illinois organization. *The organization must be conducted on a not-for-profit basis with no personal profit inuring to anyone as a result of the operation.* In addition, the organization must fall within one of the following categories:

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- 1) *Charitable Organization: an organization organized and operated to benefit an indefinite number of the public;*
- 2) *Educational Organization: an organization organized and operated to provide systematic instruction in useful branches of learning by methods common to schools and institutions of learning which compare favorably in their scope and intensity with the course of study presented in tax supported schools. Public schools and school districts are not eligible for regular licenses;*
- 3) *Religious Organization: any church, congregation, society, or organization founded for the purpose of religious worship;*
- 4) *Fraternal organization: an organization of persons, including ethnic organizations, having a common interest, organized and operated exclusively to promote the welfare of its members and to benefit the general public on a continuing and consistent basis;*
- 5) *Veterans Organization: an organization comprised of members of which substantially all are individuals who are veterans or spouses, widows, or widowers of veterans, the primary purpose of which is to promote the welfare of its members and to provide assistance to the general public in such a way as to confer a public benefit;*
- 6) *Labor Organization: an organization composed of labor unions or workers organized with the objective of betterment of the conditions of those engaged in such pursuit and the development of a higher degree of efficiency in their respective occupations;*
- 7) *Youth Athletic Organization: an organization having as its exclusive purpose the promotion and provision of athletic activities for youth aged 18 and under. Marching bands and drum and bugle corps are considered to be promoting and providing athletic activities. A youth athletic organization otherwise eligible for a regular license does not lose its eligibility because youths served by the organization become nineteen while participating in an athletic activity within a season of definite duration;*
- 8) *Senior Citizens Organization: an organization or association comprised of members of which substantially all are individuals who are 55 years of age or older, or who are nearing the age of 55 and for whom opportunities for employment and participation in community life are unavailable or severely limited and who, as a result thereof, have difficulty in maintaining self-sufficiency and contributing to the life of the community. The primary purpose of*

*the organization must be the promotion of the welfare of its members.*

- b) Applications. Application for a regular license must be made on the form prescribed by the Department, and must be accompanied by a license fee of \$200 in the form of a certified check or money order payable to the Illinois Department of Revenue. The Department will not consider applications which are not substantially complete, or which are not accompanied by the information described below.
- 1) Renewal applications. An application for renewal of a current regular license must be accompanied by the following information:
  - A) A report, on a form provided by the Department or on a reasonable facsimile thereof, which contains the same information requested on the Department's form, accounting for the disposition of the gross proceeds derived from bingo during the period covered by the report. (See Section 430.180(a));
  - B) The names of the members of the organization and the auxiliary organization (substantially all of whose members are spouses of members of the sponsoring organization) who will be workers at the bingo sessions (other than the "Operators" whose names are shown on the application form). A presiding officer or operator of the organization must certify that the listed members have belonged to the organization for at least 30 days prior to participation in the organization's bingo sessions;
  - C) Any other information requested by the Department which is necessary to establish the continued eligibility of the organization for a regular license.
- 2) New applications. An organization applying for a regular license for the first time, or an organization which has held a regular license that expired prior to the receipt by the Department of a substantially complete application for renewal of the license, must submit the following information in addition to the completed application form;
  - A) Documentary evidence sufficient to show that the organization meets the eligibility requirements of subsection (a) above. Such documentation (by-laws, constitution, charter, minutes of past meetings,



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promotional material, and Articles of Incorporation) should prove that the organization has been carrying out its objectives for the 5 years preceding application;

- B) A copy of the letter or any other document issued to the organization by the Attorney General showing that the organization has registered, or is exempt from registration, under "An Act to regulate solicitation and collection of funds for charitable purposes, providing for violations thereof, and making an appropriation therefor". (Ill. Rev. Stat. 1989, ch. 23, par. 5101 et seq.);

- C) The names of the members of the organization and the auxiliary organization (substantially all of whose members are spouses of members of the sponsoring organization) who will be workers at the bingo sessions (other than the "Operators" whose names are shown on the application form). A presiding officer or operator of the organization must certify that the listed members have belonged to the organization for at least 30 days prior to participation in the organization's bingo sessions;

- D) Any other information requested by the Department which is necessary to establish the eligibility of the organization for a regular license;

- E) The application must also be accompanied by a bond equal to the applicant's anticipated average quarterly tax liability, as described in Section 430.170 below. The bond may be a bond from a surety company or may be a bank certificate of deposit made payable to the Director of the Department. The bond may also be a personal surety bond signed by two personal sureties who have filed, with the Department, sworn statements disclosing net assets equal to at least three times the amount of the bond to be required of such applicant. The Department will require an additional bond whenever the bond already posted does not cover the licensee's average quarterly tax liability, or if in the Department's judgment the amount of bond or other security is not sufficient to protect the State against failure to pay the amount which may become due from the licensee. In determining whether to require the furnishing of additional bond or other security by a licensee, the Department will consider payment history, general financial condition, and any

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other factors which reasonably indicate increased risk of nonpayment of the licensee's tax liability.

- c) Each regular license shall be valid for one year from its date of issuance. It is the policy of the Department to mail a renewal application to each regular licensee at least 30 days prior to the expiration of the license. However, failure to receive a renewal application does not excuse a licensee of its obligation to submit a substantially complete renewal application prior to the expiration of its current license. If the licensee fails to file a substantially complete renewal application prior to the expiration of its license, it must cease bingo activities until a renewal license is issued.

- d) Special operator's permits (special permits). A regular license entitles the licensee to obtain up to two special permits each license year. A special permit authorizes the licensee to conduct one session per day for up to seven consecutive days on premises other than those used by the organization for bingo under its regular license. A licensee may conduct bingo at the Illinois State Fair or any county fair held in Illinois during each day that the fair is in effect. Such bingo games therein conducted shall not require a special operator's permit.

The licensee must, however, notify the Department in writing 30 days before the desired starting date of the days the bingo will be conducted and the location.

- 1) To apply for a special permit a licensee must submit a request for the permit, in writing, to the Illinois Department of Revenue, Office of Bingo and Charitable Games, Post Office Box 19480, Springfield, Illinois 62794. The request must state the proposed date(s), beginning and ending times, and location of the sessions to be played under the special permit. If the person or organization providing the premises for bingo under the special permit has a provider's license issued by the Department, the provider's license number must be included in the request, and a copy of any lease or rental agreement must accompany the request.

- 2) Requests for special permits should be received by the Department at least 30 days before the desired starting date for the special permit. The Department will approve or deny such requests no later than one week prior to the desired starting date. Requests received by the Department less than 30 days before the desired starting date will be accepted, and the Department shall make every reasonable effort to approve or deny the request before the desired starting date, but in no case may any licensee conduct

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special bingo sessions without having in its possession a special permit issued by the Department, or without having been informed by the Department that the request has been approved.

- 3) An organization may not conduct bingo under both its regular license and a special permit on the same day.
- e) A regular license authorizes the licensee to conduct bingo only at the location, on the day, and during the time period stated on the license. If a licensee wishes to change the location, day or time of its bingo, it may do so by requesting, in writing, an amended license. No additional fee will be charged for the first amended license in any one license year. Second and subsequent requests for changes in the location, day or time of bingo will be treated as applications for a new license, and must be accompanied by an application fee of \$200. The Department will not permit a licensee to conduct bingo on any day other than the day stated on the license when the change is requested because a holiday falls on the day stated on the license. When inclement weather (weather which is not conducive for the conducting of games, e.g., blizzard, tornado warnings, severe thunderstorms) has caused a licensee to cancel a scheduled game, the game may be made up. ~~Bingo sessions---cancelled---by---the---licensee---for---any---reason---including inclement-weather---may-not-be-made-up-at-a-later-date---on a day of the week other than the day authorized by the license, if the licensee notifies the Department in advance of the rescheduled day. An officer of the licensee must notify the Department by telephone of the new date and time, as well as the reason for rescheduling, in advance of the rescheduled game. The same officer must then verify this information in a letter to the Department.~~

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 430.125 Senior Citizens Restricted Licenses

- a) Eligibility. The Department shall issue restricted licenses to senior citizens organizations. See Section 430.110 (a)(8) for a definition of "senior citizens." The fee for a restricted license is \$10 per year. Restricted licenses are subject to the following conditions:

- 1) Bingo shall be conducted only at a facility which is owned by a unit of local government to which the corporate authorities have given their approval and which is used to provide social services or a meeting place to senior citizens, or in common areas in multi-unit federally assisted rental housing maintained solely for the elderly and handicapped;

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- 2) The price paid for a single card shall not exceed 5 cents;
- 3) The aggregate retail value of all prizes or merchandise awarded in any one game of bingo shall not exceed \$1;
- 4) No person or organization shall participate in the management or operation of bingo under a restricted license if the person or organization would be ineligible for a license under Section 1 (7)(a-f) of the Act;
- 5) No license is required to provide premises for bingo conducted under a restricted license;
- 6) Licenses must be renewed annually. Licensees will be notified in advance by the Department that the time for renewal is upcoming. Failure to receive a notice of renewal does not excuse a licensee of its obligation to submit a renewal application prior to the expiration of its current license. If the licensee fails to file a renewal application prior to the expiration of its license, it must cease bingo activities until a renewal license is issued.
- 7) Licensees must notify the Department in writing at any time if there is a change in the information required by Section 430.125(b).
- 8) Licensees violating the provisions of this Section are subject to the provisions of Section 430.190 of this Part.
- 9) All other restrictions imposed by regulations in this Part do not apply to restricted licenses.

- b) Applications. Organizations applying for a restricted license must submit the following to the Department:

- 1) A letter from an officer of the organization requesting issuance of a restricted license, containing the name and address of the organization, the location at which games will be conducted, and the name, address and telephone number of the person in the senior citizens organization who is responsible for organizing bingo games;
- 2) A \$10 license fee;
- 3) A letter from the management of a facility described in Section 430.125 (a)(1) above, indicating that a senior citizens organization desires to conduct bingo games at that facility.



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2) Every organization shall display its license in a prominent place in the area where it is to conduct bingo. A bingo session may be conducted in two or more separate areas on the premises for which the license is issued. In such case the license shall be displayed in the area in which the person calling the numbers is located.

3) No license will be issued for any bingo session beginning less than two hours after the conclusion of a prior session conducted on the same premises. However, this restriction shall not apply to special permits or limited licenses to conduct bingo at the State Fair conducted by the Illinois Department of Agriculture pursuant to Section 5 of the State Fair Act (Ill. Rev. Stat. 1989, ch. 127, par. 1705) or at any county fair as that term is defined in Section 3 of the Agricultural Fair Act (Ill. Rev. Stat. 1989, ch. 85, par. 652).

b) Games. A bingo "game" consists of the calling of numbers from one to seventy-five, one at a time without replacement, until one or more winners are determined by the completion of one or more predetermined patterns of numbers on a bingo card.

1) An organization may not conduct more than 25 games during a bingo session, except organizations holding a special operator's permit or a limited license may, as one of the occasions allowed by such license or permit, conduct bingo for a maximum of 2 consecutive days, during each day of which the number of games may exceed 25. Further, the 25 game restriction shall not apply to bingo conducted at the Illinois State Fair or any county fair held in Illinois. The statutory monetary limit on the prizes is always applicable. A maximum of five games may be designated "special games". Special games are distinguished from regular games only by the maximum price that may be charged for the bingo cards used. The five special games limit shall not apply to Bingo conducted at the Illinois State Fair or any county fair held in Illinois.

2) Regular game cards may be sold for a maximum of one dollar apiece, and each regular card must be valid for all regular games in a bingo session. However an organization holding a special operator's permit or a limited license may, on one of the occasions allowed by such license or permit, sell regular game cards which need not be valid for all regular games. Special game cards may be sold for a maximum of 50 cents each.

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and certifying that the facility is one which meets the requirements of Section 430.125 (a)(1).

c) All application materials (Section 430.125(b)) shall be sent to the Illinois Department of Revenue, Office of Bingo and Charitable Games.

d) Confirmation. The Department shall review the application materials. If approved, a licensee shall be issued a license which should be displayed at the bingo site.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 430.160 Restrictions and Limitations on the Conducting of Bingo

The following restrictions and limitations on the conducting of bingo apply to any bingo session conducted by any licensed organization.

a) License

1) No organization may conduct bingo without having in its possession a valid license issued by the Department. No organization may continue to conduct bingo after the expiration date shown on its license unless the Department has received a substantially complete renewal application and the information required by subsections (b)(1)(A) and (B) of Section 430.110. An organization which violates the restriction in the preceding sentence, but which submits a substantially complete renewal application within 30 days after the expiration of its license, shall be penalized as provided in Section 430.190(c)(2). If the Department has received a substantially complete renewal application and accompanying information prior to the expiration of a regular license, but has not issued the renewed license as of the expiration date, the organization may continue to conduct bingo, and the organization's expired license shall continue in effect until the Department notifies the organization of the decision on the renewal application. If the Department approves the renewal application, the date of issuance of the renewed license shall be the date following the expiration date of the expired license. If the Department denies the renewal application, and the organization protests the Department's denial as provided in Section 430.190, the expired license shall continue in effect until the Department issues a final administrative decision on the protest, or until the protest is otherwise resolved.

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- 3) To be "valid" for a game, a card must be eligible for the same prize as any other card used in that game, except that cards sold for different prices may be eligible for different prizes, provided that the ratios of the prices and prizes are equal. (Example: An organization sells regular cards for either one dollar or 50 cents. The prize for a bingo on a one dollar card may be twice as large as the prize for a bingo on a 50 cent card. Note: This restriction does not apply in cases where the difference in the price of cards is due to a volume discount, e.g. one card for a dollar or six cards for five dollars.)

## c) Prizes

- 1) The aggregate retail value of all prizes or merchandise awarded in any bingo session may not exceed \$2,250, except that in any adjoining counties having 200,000 to 275,000 inhabitants each, and in counties which are adjacent to either of such adjoining counties and are adjacent to a total of not more than 2 counties in this State, and in any municipality having 2,500 or more inhabitants and within one mile of such adjoining and adjacent counties having less than 25,000 inhabitants, 2 additional bingo games may be conducted and the value of all prizes awarded may not exceed \$3,250 in a single day. [Currently, Madison, Monroe and St. Clair counties, and the city of Red Bud, qualify for additional games.] The prize awarded for any one game shall not exceed \$500 cash or its equivalent.

- 2) An organization holding a special operator's permit or a limited license may, as one of the two annual occasions allowed by such permit or license, award only noncash prizes for which there is no monetary retail value limit imposed, provided that the retail value of noncash prizes for any single game shall not exceed \$150. There is no minimum prize requirement.

- 3) The aggregate retail value of all merchandise, cash, or bingo cards awarded in any bingo session as door or attendance prizes may not exceed \$500, and shall be considered part of the applicable maximum limit in prizes or merchandise that may be awarded in any bingo session. In games conducted pursuant to a special operator's permit or a limited license, and awarding only noncash prizes, the prize awarded for any one game may not exceed a retail value of \$150. There is no minimum prize requirement.

## d) Management and Operation of Bingo

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- 1) No person except a bona fide member of the licensed organization or a bona fide member of an auxiliary organization (substantially all of whose members are spouses of members of the sponsoring organization) may participate in the management or operation of the bingo session, either as an operator or a worker. Participation in the management or operation of the bingo session includes selling cards, calling numbers, confirming and paying winners, and handling or counting the proceeds from the sale of cards while the session is in progress.

A) Operators are the persons directly responsible for managing and operating the game, filing returns and paying the tax, and who have signed the application for license or amended statement thereto. In addition, operators must have been bona fide members of the organization, or an auxiliary organization, for at least one year immediately preceding the dates upon which they are designated as operators. However, the presiding officer and secretary of the organization are deemed to be operators without regard to the length of their membership in the organization. No bingo session may be conducted unless an operator is present.

B) Workers are any persons, other than operators, participating in the management and operation of a bingo session. They must have been bona fide members of the organization, or an auxiliary organization, for at least 30 days prior to their participation in the management and operation of the bingo session. Their names must appear on the list of workers, or any amendments thereto, accompanying the organization's application, as provided in Sections 430.110 (b)(1)(B) and (b)(2)(C), and Section 430.120(b).

- 2) No person may receive any remuneration or profit for participating in the management or operation of the a-bingo game, session, except that if an organization licensed under this Act is associated with a school or other educational institution, that school or institution may reduce tuition or fees for a designated pupil based on participation in the management or operation of the game by any member of the organization. "Associated with" includes organizations which are organized and operated to promote the welfare of the school or educational institution (e.g., PTA, qualifying booster clubs). The extent to which tuition and fees are reduced shall relate proportionately to the amount of time volunteered by the member, as determined by the school or other educational institution. Meals for bingo workers on the day



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they participate in the management or operation of a bingo game session and an annual banquet or party for bingo workers do not constitute "remuneration or profit", provided that the per capita value of such meals or parties is not so great as to constitute a significant inducement to participate in the management or operation of the organization's bingo game sessions.

- 3) No person may participate in the management or operation of the bingo sessions of more than two licensed organizations.

## e) Illegal Gambling and Raffles

- 1) Unlicensed raffles or other forms of gambling prohibited by law shall not be conducted on the premises where bingo is being conducted. Illegal gambling includes, but is not limited to, gambling among those in attendance at the bingo session.

- 2) Bona fide raffles, including the selling of chances and the determining of winners, licensed pursuant to "An Act to provide for licensing and regulating certain games of chance and amending certain Acts herein named" (Ill. Rev. Stat. 1989, ch. 85, par. 2301 et seq.) may be conducted at bingo sessions. (Note that raffle licenses are issued by the governing bodies of counties and municipalities; the Department does not license raffles.) A "bona fide" raffle is defined as one in which, if the raffle is conducted entirely during a bingo session, the gross receipts from the sale of chances approximates the retail value of the prizes awarded, and the receipt or purchase of raffle chances or the determination of the raffle winners are in no way conditioned upon participation in the bingo session of any licensed organization, either as a player or as a worker.

- 3) Pull tabs and jar games conducted under the Illinois Pull Tabs and Jar Games Act may be conducted. Prizes awarded in these games shall not be included in the bingo prize limitation.

## f) Miscellaneous Provisions

- 1) *The entire net proceeds from bingo must be exclusively devoted to the lawful purposes of the licensed organization.*
- 2) All advertising by a licensed organization regarding the conducting of its bingo sessions shall contain the name and

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bingo license number of the organization. Licensed organizations may not participate in joint advertising with other licensed organizations.

- 3) No admission fee may be charged for entrance onto premises on which bingo is to be conducted, nor may any minimum requirement be imposed as to the purchase of bingo cards.
- 4) *No person under the age of 18 years may play or participate in the conducting of bingo. Any person under the age of 18 years may be within the area where bingo is being played only when accompanied by his or her parent or guardian.*
- 5) No licensed organization shall purchase or lease any bingo supplies or equipment other than from a person or organization licensed under the Act.
- 6) *No licensee under the Act, while a bingo session is being conducted, shall knowingly permit the entry into any part of the premises by any person who has been convicted of a felony or a violation of Article 28 of the "Criminal Code of 1961".*

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) Heading of the Part: Charitable Games Act
- 2) Code Citation: 86 Ill. Adm. Code 435
- 3) Section Numbers:

	<u>Proposed Action:</u>
435.120	Amendment
435.140	Amendment
435.160	Amendment
- 4) Statutory Authority: Implementing and authorized by the Charitable Games Act (Ill. Rev. Stat. 1991, ch. 120, par. 1121 et seq.)
- 5) A Complete Description of the Subjects and Issues Involved:

This rulemaking is necessitated by the provisions of Public Act 87-758. The provisions of 87-758 allow auxiliary organizations of veterans' organizations to be eligible for a license to conduct charitable games. Other provisions amend the Charitable Games Act to allow licensees to conduct games at a location other than the locations originally specified in the license by notifying the Department of the proposed alternate location at least 60 days before the night on which the licensee wishes to conduct games at the alternate location. The rules clarify the procedures for adding new event dates and changing event dates, locations (the new terms of Public Act 87-758) or times. Pursuant to the provisions of Public Act 87-758, the regulations contain provisions stating that a licensed organization may obtain a provider's license per Section 5 of the Charitable Games Act to allow it to rent or otherwise provide its premises to another licensee for the conducting of charitable games. Section 435.160 is being amended at the suggestion of the Joint Committee on Administrative Rules to remedy an error between the official Illinois Administrative Code version of this Section and that which was published in the Illinois Register on February 20, 1987.
- 6) Will this proposed rule replace an emergency rule currently in effect: No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain incorporations by reference? No.
- 9) Are there any other proposed amendments pending on this Part: No.
- 10) Statement of Statewide Policy Objectives: These proposed rules do not create or enlarge a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1991, ch. 85, par. 2203(b)).

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to submit comments on this proposed rule may submit them in writing by no later than 45 days after publication of this notice to:

Stanley T. Cichowski  
Manager  
Illinois Department of Revenue  
Legal Services Bureau  
101 West Jefferson  
Springfield, Illinois 62794  
Phone: (217) 782-7054

- 12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 8, 1992

B) Types of small businesses affected: Providers and suppliers licensed under the Charitable Games Act; not-for-profit organizations licensed under the Charitable Games Act.

C) Reporting, bookkeeping or other procedures required for compliance: Auxiliaries of veterans' organizations are now eligible for licensure and must meet the same reporting/return requirements as other licensed organizations; licensees who conduct games at more than one location must now file a copy of their license with each police or sheriff's office in whose jurisdiction the games will occur; licensees conducting games at more than one location must report the locations at which games will be conducted on their applications; licensees changing established game dates, locations or times must notify the Department in writing at least 60 days in advance of the rescheduled event.

D) Types of professional skills necessary for compliance: Basic reporting skills.

The full text of the Proposed Amendment(s) begins on the next page.



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TITLE 86: REVENUE  
CHAPTER I: DEPARTMENT OF REVENUEPART 435  
CHARITABLE GAMES ACT

Section	Introduction
435.100	Definitions
435.110	Charitable Games Licenses
435.120	Supplier's Licenses
435.130	Provider's Licenses
435.140	Ineligibility for License
435.150	Operation of Charitable Games Events
435.160	Restrictions and Limitations on the Conducting of Charitable Games
435.170	Imposition of Tax, Returns
435.180	Records; Audits
435.190	Denial, Suspension, or Revocation of Licenses
435.200	Criminal and Civil Penalties
435.210	State-Local Relations
435.220	

**AUTHORITY:** Implementing and authorized by the Charitable Games Act (Ill. Rev. Stat. 1989, ch. 120, pars. 1121 et seq.).

**SOURCE:** Emergency Rule adopted at 10 Ill. Reg. 15687, effective September 15, 1986, for a maximum of 150 days; adopted at 11 Ill. Reg. 3722, effective February 10, 1987; peremptory amendments at 11 Ill. Reg. 10702, effective May 26, 1987; amended at 15 Ill. Reg. 10966, effective July 10, 1991; amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## Section 435.120 Charitable Games Licenses

a) Eligibility. To be eligible for a charitable games license, an applying organization must have been organized in Illinois and must satisfy each of the following conditions of eligibility:

- 1) *The organization must be a charitable, religious, fraternal, veterans', labor, or educational organization or institution organized and conducted on a not-for-profit basis with no personal profit inuring to anyone as a result of the operation and which is exempt from federal income taxation under Section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(8), 501(c)(10), or 501(c)(19) of the Internal Revenue Code (Section 2 of the Act), or a veterans' organization as defined in the Bingo License and Tax Act (Ill. Rev. Stat. 1989, ch. 120, par. 1101), or an auxiliary of a veteran's organization.*

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- A) For an organization to be considered charitable for purposes of obtaining a charitable games license, its activities must benefit an indefinite number of persons; it must have no capital, capital stock, or shareholders; its funds must be derived mainly from private and public charity and be held in trust for the objects and purposes expressed in its charter; it must dispense charity to all who need and apply for it; and it must place no obstacles in the way of those seeking the benefits.
- B) For an organization to be considered educational for purposes of obtaining a charitable games license, it must be organized and operated to provide systematic instruction in useful branches of learning by methods common to schools and institutions of learning which compare favorably in their scope and intensity with the course of study presented in tax-supported schools.
- C) For an organization to be considered religious for purposes of obtaining a charitable games license, it must be a church, congregation, society, or organization founded for the purpose of religious worship.
- D) For an organization to be considered fraternal for purposes of obtaining a charitable games license, it must be a civic, service or charitable organization, not for pecuniary profit, which is a branch, lodge or chapter of a national or State organization and exists for the common business, brotherhood, or other interest of its members. This does not include a college or high school fraternity or sorority.
- E) For an organization to be considered labor for purposes of obtaining a charitable games license, it must be composed of labor unions or workers organized with the objective of betterment of the conditions of those engaged in such pursuit and the development of a higher degree of efficiency in their respective occupations.
- F) For an organization to be considered a veteran's organization for purposes of obtaining a charitable games license, it must be comprised of members of which substantially all are individuals who are veterans or spouses, widows or widowers of veterans, the primary purpose of which is to promote the welfare of

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its members and to provide assistance to the general public in such a way as to confer a public benefit.

- 2) *The organization must have had a bona fide membership engaged in carrying out its objects for at least the entire five-year period immediately preceding application (Section 3 of the Act).* However, this five-year requirement shall not apply with regard to the following two types of organizations:

- A) An organization which has had a bona fide membership engaged in carrying out its objectives for at least the entire two-year period immediately preceding application, and which is affiliated with and chartered by a national organization which meets the five-year requirement (Section 3 of the Act).
- B) A charitable organization created by a fraternal organization which meets the five-year requirement, and which has the same officers and directors as the fraternal organization. "Fraternal Organization" means a civic, service or charitable organization in Illinois, except a college or high school fraternity or sorority, not for pecuniary profit, which is a branch, lodge or chapter of a national or Illinois organization and exists for the common business, brotherhood, or other interest of its members (Section 3 of the Act).

- 3) *Auxiliary organizations of a licensee shall not be eligible for a license to conduct charitable games, except for auxiliary organizations of veterans organizations (Section 4 of the Act).* An "auxiliary organization" is one which exists to assist or support an affiliated organization.

- b) Applications. Application for a charitable games license must be made on the forms prescribed by the Department, and must be accompanied by a license fee of \$200 in the form of a certified check or money order payable to the Illinois Department of Revenue. The Department will not consider applications which are not complete, or which are not accompanied by the information described below, ~~or which are received less than 30 days before a charitable games event scheduled by the applicant. Each license must be applied for at least 30 days prior to the event at which the licensee wishes to conduct such games (Section 3).~~ Any willful misstatements contained in an application constitute perjury (Section 4 of the Act). An organization applying for a charitable games license must submit the following information in addition to the completed application form:

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- 1) Documentary evidence sufficient to show that the organization meets the eligibility requirements of subsection (a) above. Such documentation must include, when applicable, a copy of the organization's by-laws, constitution, charter, minutes of past meetings, promotional materials, and Articles of Incorporation;

- 2) A copy of the letter or any other document issued to the organization by the Internal Revenue Service showing that the organization is currently exempt from federal income taxation under Section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(8), 501(c)(10) or 501(c)(19) of the Internal Revenue Code;

- 3) A copy of the letter or any other document issued to the organization by the Attorney General of Illinois showing that the organization has registered, or is exempt from registration, under "AN ACT to regulate solicitation and collection of funds for charitable purposes, providing for violations thereof, and making an appropriation therefor," (Ill. Rev. Stat. 1989, ch. 23, par. 5101 et seq.);

- 4) Information, on the form for that purpose, supplied by the Department or on additional sheets attached to the form, concerning all of the members, volunteers, and employees of the organization who will participate in the management or operation of the charitable games events to be conducted under the license. If, from the information provided, the Department cannot determine with reasonable certainty that a member, volunteer, or employee does not have a criminal record which would make the organization ineligible for a license under Section 435.150, the Department will require such member, volunteer or employee to submit to fingerprinting in order to make a more certain determination as to the lack of a criminal history of the member, volunteer, or employee. Information concerning additional members, volunteers, and employees may be submitted at any time; however, such members, volunteers, and employees may not participate in the management or operation of any charitable games event unless the information required above is received by the Department at least 14 days before the event.

- 5) If the organization will be using charitable games equipment which it owns, it must include with its application for a charitable games license an application for a charitable games equipment ownership permit. The application for such permit must be on the form prescribed by the Department, and must be accompanied by an application fee of \$50 in the



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form of a certified check or money order payable to the Illinois Department of Revenue. On the permit application, the organization must list all charitable games equipment it owns and certify that all such equipment has the name of the organization permanently affixed thereto in a clearly visible location. Such permits shall be valid indefinitely provided that each time the organization renews its charitable games license it provides the Department with an inventory of all charitable games equipment it owns. An organization holding a charitable games equipment ownership permit may lend such equipment without compensation to other licensed organizations without applying for a supplier's license (Section 6 of the Act);

6) A diagram of the area(s) where the charitable games are to be played, showing the approximate location of each game, the location at which chips will be sold and redeemed (the bank), and the location of all doorways entering into the area(s);

7) If the organization will not be conducting its charitable games event(s) on premises which it owns, or at which it has its principal office or conducts activities for which it is organized, the organization must submit with its application a copy of a written, signed lease with the person or organization holding the license to provide the premises on which the charitable games event(s) will be conducted. No charitable games license will be issued for any date(s) not expressly stated in such lease;

8) Any other information requested by the Department which is necessary to establish the eligibility of the organization for a charitable games license;

9) A report on a form provided by the Department accounting for the disposition of the gross charitable games proceeds for the organization's most recent license year.

c) Licenses. A licensee may hold only one charitable games license and that license is valid for only one location in counties with 60,000 or more inhabitants and up to two locations in counties with fewer than 60,000 inhabitants (Section 3 of the Act). A charitable games license will be issued for as many as from one to four dates during a license year. These dates may be consecutive, or separate, or some combination thereof. The license must state at what location each game will be conducted. Although applicants are not required to list four dates on the application, charitable games licenses which are issued for fewer than four dates may only be amended during

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the license year to add additional dates with thirty days notice prior to an event, and the payment of a \$50 application fee. No amendment will be allowed to change dates of an event previously submitted. Similarly, once a license is issued for a specified location and date (or dates), the location and date (or dates) may not be amended during the license year except that if, for reasons beyond the control of the licensee, it becomes impossible to conduct an event on a day for which the license is issued, the event may be rescheduled for another date during the license year. Note that this means that any organization wishing to conduct more than one charitable games event in a twelve-month period must state the dates for all such events on its application. No charitable games license will be issued for any date less than 30 days after the day the Department receives the application. No license will be issued unless and until the applicant has provided all information required by the Act and this Part to the Department.

1) Addition of new event dates. Although applicants are not required to list four dates on the application, charitable games licenses which are issued for fewer than four dates must be amended to add additional dates. The Department must receive written notice of the added date at least 30 days in advance of such date.

2) Changes in established event dates, locations or times. In cases of changed dates, locations or times, an officer of the organization must notify the Department in writing at least 60 days in advance of the rescheduled event.

3) Any amendment to a license, including a change in date(s), time(s) or location(s), including the addition of new event dates, is subject to a \$50 amendment fee.

d) Upon receipt of a charitable games license the licensee shall file a copy of the license with the each police department or, if in an unincorporated area, the each sheriff's office whose jurisdiction includes the premises on which the charitable games events are authorized under the license (Section 4 of the Act).

e) The Department will not issue a charitable games license for an event to be held in a municipality, if the municipality or county has adopted an ordinance prohibiting such events, and has filed a copy of the ordinance with the Department.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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## Section 435.140 Provider's Licenses

a) Except as provided in subsection (c) below, the person or organization owning, leasing, or controlling premises upon which any charitable games event is to be conducted must first obtain a license to provide the premises for the charitable games event. As used in this Section "premises" means a distinct parcel of land and the buildings thereon.

b) Application for a provider's license must be made on the form provided by the Department, and must be accompanied by a license fee of \$50 in the form of a certified check or money order payable to the Illinois Department of Revenue. If, from the information provided on the application, the Department cannot determine with reasonable certainty that a person whose name appears on the application in a capacity described in Section 435.150(a)(5) or (6) does not have a criminal record which would make the applicant ineligible for the license, the Department will require such person to submit to fingerprinting in order to make a more certain determination as to the lack of a criminal history of such person. If the owner of the premises is a trust, the owner must disclose the names of all trust beneficiaries. Each provider's license is valid for one year from its date of issuance. During that year, no more than four charitable games events may be conducted on the licensed premises, except that, in a county with fewer than 60,000 inhabitants, a provider may rent or provide such premises for up to eight days in a 12-month period upon a showing that there is no other location suitable for the conduct of charitable games within 5 miles of such premises. (Section 4 of the Act.)

c) If an organization has a license to conduct a charitable games event on premises which it owns, or at which it has its principal office or conducts activities for which it was organized, no provider's license is necessary. In addition, such licensee may obtain a provider's license in accordance with Section 5 to allow it to rent or otherwise provide its premises to another licensee for the conducting of charitable games (Section 5.1 of the Act). However, no premises may be used for the conduct of more than eight (8) games per year, even if one or more licensed organizations owns, or has its principal office in, or conducts activities for which it was organized in, that premises.

d) A provider may receive reasonable compensation for the provision of the premises. The compensation shall not be based upon a percentage of the gross proceeds from the charitable games (Section 5 of the Act). Any arms-length agreement as to rent between a provider and a charitable games licensee shall be presumed to be reasonable,

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e)

A provider shall not have any interest in any supplier's business, either direct or indirect. No employee or owner of a provider may participate in the management or operation of a charitable games event (Section 5 of the Act), whether for compensation or not, or whether the employee is also a member, volunteer or employee of the charitable games licensee. The provider's books and records relating to the provision of premises for charitable games events shall be maintained for a period of three years after the expiration of any license issued pursuant to this Section, and shall be available for inspection by agents or employees of the Department during reasonable business hours.

f) A provider may not promote or solicit a charitable games event on behalf of a charitable games licensee.

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 435.160 Operation of Charitable Games Events

a)

Only the following games may be conducted at a charitable games event: roulette, blackjack, poker, pull tabs, craps, bang, beat the dealer, big six, gin rummy, five card stud poker, chuck-a-luck, keno, hold-em poker, and merchandise wheel. A licensee need not conduct every game permitted. The licensee shall promulgate rules, and make printed copies available to participants, for the games conducted at the charitable games event (Section 8 of the Act). However, the games, as played at a charitable games event, must be recognizable from the following general descriptions of these games: "Craps" involves players rolling a pair of dice in an effort to throw certain combinations of numbers paying various odds. Several rolls may be necessary to determine whether a player has won or lost. "Bang" is similar to craps but with fewer relevant combinations, and a decision is reached on each roll of the dice. In "beat the dealer" the player attempts to throw a higher total on two dice than the dealer. "Chuck-a-luck" uses three dice with players wagering on whether particular spots will appear on one or more of the dice. Roulette, big six, and merchandise wheel are wheel games. "Roulette" uses a wheel, usually separated into 38 numbered compartments into which a ball drops at random, and wagers are made regarding several variables in the outcome of a spin of the wheel. "Big six" uses a sectioned wheel on which are pictured various combinations of three dice, and wagers are made on whether particular spots will appear in the combination that is chosen at random by spinning the wheel. "Merchandise wheels" have numbers, symbols or colors used to designate the winning wager and, where



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applicable, the type of merchandise to be awarded. Blackjack, gin rummy, poker, hold-em poker, and five card stud poker are card games, and must be played substantially according to the description of such games found in *Hoyle's Modern Encyclopedia of Card Games*, by Walter B. Gibson, published by Doubleday and Company, Inc., April 1974, 1st Edition. Kenos is a lotto-type game, similar to bingo, in which a player, to win, must select numbers on a card which correspond to numbers drawn at random from a container. A pull tab, or similar type of gambling ticket, is a single-folded or banded ticket, or is a card, the face of which is initially covered or otherwise hidden from view to conceal a number, symbol, or set of symbols, some of which are winners. Players receive from the licensee the prize for a winning ticket which is stated on the promotional display, or "flare". No cards, dice, wheels or other charitable games equipment may be modified or altered so as to give the licensee a greater advantage in winning, other than as provided under the normal rules of play of a particular game (Section 8 of the Act). Any charitable games equipment so altered or modified shall be confiscated by the Department.

b) Only chips, scrip, or play money (collectively referred to as "chips") may be used to play any of the games listed in subsection (a) above. Cash may never be used to wager on any of the games conducted at any charitable games event. All chips must be monogrammed with a Department-registered logo of the licensee or of the supplier (Section 8 of the Act). Licensees may, at their discretion, accept checks as payment for chips. However, such checks must be endorsed by the licensee so as to show that they were deposited into the licensee's charitable games checking account established under Section 435.190.

1) Chips must be sold and redeemed at a single, stationary location on the premises where the charitable games event is conducted. This area shall be known as the "bank". The bank must be staffed entirely by members or employees of the licensee, who will be required to account for all transactions. No "floor sellers" or "runners" are allowed. For each participant, the licensee shall keep a complete and accurate record of the name and address of the participant, the cash value of each purchase of chips by the participant, and, if chips are redeemable for cash, the cash value of all chips redeemed by the participant. After each separate purchase of chips, the licensee shall issue to the purchaser a separate receipt identified by a unique pre-printed number. The number of the receipt, and the amount of the purchase must be entered on the record maintained for that purchaser.

## NOTICE OF PROPOSED AMENDMENTS

A) All receipts for the purchase of chips must be pre-printed with consecutive numbers, beginning with the number one. Any receipts not issued, and any voided receipts, must be retained as part of the licensee's records. (Example: Seller A is selling chips and issuing receipts numbered 1-150. Seller B is also selling chips and issuing receipts numbered 151-300. At the end of the night, seller A has only issued receipts through number 135. Blank receipts 136-150 must be retained by the licensee.)

B) The entire amount of any admission fee shall be considered to be a purchase of chips even if no chips are given in return for payment of the fee, and must be entered on the record of each participant. For this purchase of chips only, the licensee need not issue a receipt to the purchaser.

2) If the value of all chips redeemed by a participant for cash exceeds the value of all chips purchased by the participant, the participant must give a signed receipt for the cash won. The participant's signature on the record kept by the licensee shall be a sufficient receipt. No licensee may pay any participant in excess of \$250 more than the total cash value of the chips purchased by that participant. No participant may win more than \$250 in cash at any charitable games event.

3) When a participant exchanges chips for any noncash prize, the participant shall sign for the receipt of such prize. The receipt shall describe the noncash prize and state the retail value of the prize.

4) All receipts required by this subsection (b) shall include the date and the licensee's name and charitable games license number.

c) The licensee shall designate a person in charge of and primarily responsible for the conduct of the charitable games event, and that person must be present on the premises continuously during the charitable games event (Section 4 of the Act). The person in charge must verify that only eligible members, whose names appear on the workers list, participate in the operation of the event. The person in charge must have been a member of the licensee for at least one year prior to the charitable games event, and shall be familiar with the provisions of the Act and this Part.

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- d) Each licensee shall, no less than one week prior to an event, obtain and maintain a bond for the benefit of participants in the charitable games event to insure payment to the winners of such games (Section 4 of the Act). If cash prizes are offered, the amount of the bond shall be \$50 times the number of participants that the licensee reasonably estimates will attend the charitable games event, based on past attendance at similar events and any other indications of attendance available to the licensee. If only noncash prizes are offered, the amount of the bond shall be the amount the licensee will have to pay to purchase all of the noncash prizes which, at any time prior to the event, had been advertised as being available to be won at the event, except that the licensee need not obtain a bond to cover the purchase price of any advertised noncash prizes which are in the actual or constructive possession of the licensee no less than one week prior to the event. In a county with fewer than 60,000 inhabitants, the Department may waive the bond requirement upon a showing by a licensee that it has sufficient funds on deposit to insure payment to the winners of such games.
- e) The licensee must post its charitable games license in a prominent place at or near the location where chips are sold and redeemed, and in a manner such that the license may be easily seen by participants.
- f) Charitable games events must be conducted in accordance with local building and fire code requirements (Section 4 of the Act).
- g) The licensee must allow Department employees to be present on the premises during, and for two hours before and after the charitable games event to inspect or test equipment, devices and supplies used in the conduct of the event, and to examine the records maintained by the licensee pursuant to Section 435.190.
- h) The entire net proceeds from charitable games must be exclusively devoted to the lawful purposes of the organization permitted to conduct that game (Section 8 of the Act).

(Source: Amended at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SECRETARY OF STATE

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Sale of Information
- 2) Code Citation: 92 Ill. Adm. Code 1002
- 3) Section Numbers:  
1002.20  
1002.45  
Proposed Action:  
Amendment  
New
- 4) Statutory Authority: Implementing Section 2-123, and authorized by Sections 2-104, 2-107, and 2-123 of the Illinois Vehicle Title and Registration Law (Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 2-123, 2-104, and 2-107).
- 5) A Complete Description of the Subjects and Issues Involved: This proposed rulemaking applies to the sale of information for vehicle registration and title information as well as the sale of driving records. The rulemaking implements Public Act 87-0623 and the notice and waiting period requirements for the release of information. Definitions have been added to Section 1002.20 to delineate the persons who are exempted from the notice and waiting period provision.
- 6) Will this proposed rulemaking replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed rulemaking contain incorporations by reference? No.
- 9) Are there any other amendments pending on this part? No.
- 10) Statement of Statewide Policy Objective: This rulemaking will have no effect on local units of government.
- 11) Time, place and manner in which interested persons may comment on this proposed rulemaking: The Secretary of State will fully consider all comments received within 45 days of the date this notice is published. All comments must be in writing and should be sent to:

Nancy G. Easum  
Deputy General Counsel  
2701 S. Dirksen Parkway  
Springfield, IL 62723  
217/782-6250



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- 12) Initial Regulatory Flexibility Analysis: After careful consideration, the Secretary of State does not feel this proposed rulemaking will affect any types of small businesses and the proposed rule has not been submitted to the Small Business Office of the Department of Commerce and Community Affairs.

## TITLE 92: TRANSPORTATION

## CHAPTER II: SECRETARY OF STATE

## PART 1002

## SALE OF INFORMATION

The full text of the proposed rule begins on the next page.

Section	
1002.10	Applicability
1002.20	Definitions
1002.30	Fees
1002.40	Requests
1002.45	Request for an Individual's Driving, Registration, or Title Information
1002.50	Lists of Purchasers
1002.60	Contract
1002.70	Public Records
1002.80	Lists of Licenses
1002.90	Social Security Numbers

**AUTHORITY:** Implementing Section 2-123, and authorized by Sections 2-104, 2-107, and 2-123, of the Illinois Vehicle Title and Registration Law (Ill. Rev. Stat. 1991, ch. 95 1/2, pars. 2-123, 2-104, and 2-107).

**SOURCE:** Adopted and codified at 8 Ill. Reg. 2522, effective February 11, 1984; amended at 16 Ill. Reg. \_\_\_\_, effective \_\_\_\_.

## Section 1002.20 Definitions

"Attorney" - an individual who is licensed to practice law

"Automobile associated businesses" - shall include but not be limited to new or used vehicle dealerships, vehicle rental agencies, and tow truck operators

"Director" §§§§ - the Director or Acting Director of either Driver Services or Vehicle Services, depending on the context/

"Driver Services" §§§§ - the Department of Drivers Services of the Office of the Secretary of State/

"Drivers list" §§§§ - the entire list or any part thereof of all licensed drivers by the State of Illinois, the information contained on the list includes the driver's name, address, weight, height, sex, color of eyes, color of hair, and date of birth, county of residence, zip code, license, classification, license restriction codes, and license issue and expiration dates/

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"Driving abstract" §§§ - a record kept by the Department of Drivers Services on each driver licensed by the State of Illinois, containing all information required by Section 6-106(b) of the Illinois Vehicle Code, and all records of each driver's violations of the traffic laws, and administrative actions pertaining to driving privileges/

"Employers" - individuals or business entities, which permit individuals to work, when requesting information concerning current or prospective employees

"Financial institutions" - banks, savings and loans, and credit unions but shall not include currency exchanges

"Government agencies" - units of local, state, or federal governmental agencies or elected governmental officials, including, but not limited to, representatives, senators, congressmen, park board members, county board members, and school districts

"Insurers" - any insurance agent or company as defined in Section 2(e) of the Illinois Insurance Code authorized by the laws of any state to transact the business of insurance, and shall include all employees of such agent or company

"Law Enforcement Officials" - police agencies, state's attorneys' offices or court officials

"News Medium" - any newspaper or other periodical issued at regular intervals and having a paid general circulation; a news service; a radio station; a television station; a community antenna television service; and any person or corporation engaged in the making of news reels or other motion picture news for public showing

"Office" §§§ - the Office of the Secretary of State and not any particular department, address, or location/

"Other business entities for purposes consistent with the Illinois Vehicle Code" - licensed remitters when requesting title or registration information; public libraries, public educational institutions, and private educational institutions when requesting driving records, or registration or title information

"Reporters" - any person regularly engaged in the business of collecting, writing or editing news for publication through a news medium; and includes any person who was a reporter at the time the information sought was procured or obtained

"Request" §§§ - the written application upon the designated form or an acceptable alternative for the obtaining of a drivers list, vehicle list, title list, or a driving abstract/

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"Secretary" §§§ - the Secretary of State of Illinois/

"Section 2-123" §§§ - Section 2-123 of the Illinois Vehicle Code, (Ill. Rev. Stat. 1991, ch. 95 1/2, par. 2-123)/

"Title list" §§§ - the list of all vehicles titled by the State of Illinois/

"Vehicle list" §§§ - the list of all vehicles by identification number, with the name and address of the owners, which are registered by the State of Illinois/

"Vehicle Services" §§§ - the Department of Vehicle Services of the Office of the Secretary of State/

(Source: Amended at 16 Ill. Reg. \_\_\_, effective \_\_\_)

### Section 1002.45 Request for an Individual's Driving, Registration, or Title Information

a) If a request is made for an individual's driving record, title, or registration information, the individual shall be notified by the Secretary of the request and the identity of the requestor. No information shall be released to the requestor until 10 days have elapsed from the date notice was mailed to the individual by the Secretary.

b) The notification and 10-day waiting period provisions shall not apply to requests made by law enforcement officials, government agencies, financial institutions, attorneys, insurers, employers, automobile associated businesses, the individual himself, reporters or news media, other business entities for purposes consistent with the Illinois Vehicle Code, and entities which register with the Illinois Department of Revenue in compliance with the Retail Occupation Tax Act (86 Ill. Adm. Code 270) when requesting information based upon an existing business relationship with an individual. The exemption to the notification and 10 day waiting period provisions shall apply to the aforementioned requestors or to an authorized agent of the requestor.

c) Requests made by the groups outlined in subsection (b) of this Section shall be exempt from the notification and 10-day waiting period requirements only if the request is made for an official business purpose which shall be documented by the requestor on the request form submitted to the Secretary.

d) The notification and 10-day waiting periods outlined in subsection (a) of this Section shall not apply to bulk sale requests which are made through computer tapes or other data processing medium.



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(Source: Added at 16 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

## NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: Uniform Fiscal and Administrative Standards for the Job Training Partnership Act
- 2) Code Citation: 56 Ill. Adm. Code 2630
- 3) Section Numbers: Adopted Action:  
2630.82 Amendment
- 4) Statutory Authority: Implementing Section 164(a)(1) of the Job Training Partnership Act (29 U.S.C.A. 1501 et seq., revised 1990) and Section 46.41 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.41) and authorized by Section 46.40(b) of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.40(b)).
- 5) Effective Date of Amendments: April 14, 1992
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Do these amendments contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: April 14, 1992.
- 9) Notice of Proposal Published in Illinois Register: August 16, 1991 - 15 Ill. Reg. 11545.
- 10) Has JCAR issued a Statement of Objections to these amendments? No.
- 11) Differences between proposal and final version: No changes were made as a result of public comment or JCAR request. However, at the time this rulemaking was proposed, there were two proposed amendments pending on this Part. Both have since been adopted and one of them amended Section 2630.82. The adopted text in this amendment therefore includes changes from that rulemaking.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? JCAR did not request any changes.
- 13) Will these amendments replace an emergency amendment currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Amendments: This rulemaking amends the department's rules entitled "Uniform Fiscal and Administrative Standards for the Job Training Partnership Act" to allow the procurement of classroom training through sole source award without a cost analysis when specific criteria are met.

NOTICE OF ADOPTED AMENDMENTS

6) Information and questions regarding these adopted amendments shall be directed to:

Mr. Norman Sims, Deputy Director  
Department of Commerce and Community Affairs  
Bureau of Policy Development, Planning & Research  
620 East Adams Street, 3rd floor  
Springfield, Illinois 62701  
(217) 524-4845

The full text of the Adopted Amendments begins on the next page:

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NOTICE OF ADOPTED AMENDMENT(S)		
TITLE 56: LABOR AND EMPLOYMENT		
CHAPTER III: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS		
PART 2630		
UNIFORM FISCAL AND ADMINISTRATIVE STANDARDS FOR THE JOB TRAINING PARTNERSHIP ACT		
SUBPART A: INTRODUCTION		
Section	Definitions	
2630.2	Incorporation by Reference	
2630.5		
SUBPART B: ADMINISTRATIVE STANDARDS AND PROCEDURES		
Section	Program Income	
2630.80	Insurance	
2630.81	Procurement	
2630.82	Property Management	
2630.83	Management Systems, Reporting, and Recordkeeping	
2630.84	Cash Management	
2630.85		
SUBPART C: FISCAL STANDARDS AND PROCEDURES		
Section	Allowable Costs	
2630.100	Classification of Costs	
2630.101	Limitations on Certain Costs	
2630.102	Matching Funds (Repealed)	
2630.103	Fixed Unit Price Contracting	
2630.105		
SUBPART D: COST DETERMINATION		
Section	Principles for Determining Costs	
2630.110	Guidelines for Cost Allocation Plans	
2630.111	Standards for Selected Items of Cost	
2630.112	Indirect Cost Proposals	
2630.113	Suggested Bases for Cost Distribution	
2630.114		
SUBPART E: AUDIT		
Section	Audit Requirements	
2630.120	Oversight	
2630.121	Sanctions	
2630.122	Federal Cognizance	
2630.123		



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**AUTHORITY:** Implementing Section 46.41 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.41) and the Job Training Partnership Act (29 U.S.C.A. 1501 et seq., revised 1990) and authorized by Section 46.40(b) of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, par. 46.40(b)).

**SOURCE:** Adopted at 8 Ill. Reg. 3616, effective March 12, 1984; amended at 8 Ill. Reg. 14307, effective August 2, 1984; amended at 8 Ill. Reg. 16422, effective August 31, 1984; amended at 8 Ill. Reg. 22515, effective November 5, 1984; amended at 9 Ill. Reg. 6159, effective April 24, 1985; amended at 9 Ill. Reg. 6692, effective April 25, 1985; amended at 9 Ill. Reg. 18475, effective November 18, 1985; amended at 9 Ill. Reg. 20669, effective December 16, 1985; amended at 10 Ill. Reg. 8083, effective May 6, 1986; amended at 10 Ill. Reg. 21069, effective December 5, 1986; amended at 11 Ill. Reg. 11682, effective June 29, 1987; amended at 12 Ill. Reg. 15961, effective September 26, 1988; amended at 14 Ill. Reg. 13984, effective August 20, 1990; amended at 14 Ill. Reg. 20349, effective December 7, 1990; amended at 15 Ill. Reg. 16032, effective October 24, 1991; amended at 16 Ill. Reg. 1524, effective January 13, 1992; amended at 16 Ill. Reg. 6796, effective April 14, 1992.

## Section 2630.82 Procurement

a) Procurement Systems for State Agency Grantees and Subgrantees - State agency grantees and subgrantees shall administer procurement systems in accordance with the Standard Procurement Rules of the Department of Central Management Services (44 Ill. Adm. Code 1) for selection of JTPA providers.

b) Procurement Systems for Non-State Agency Grantees and Subgrantees - All grantees and subgrantees shall administer procurement systems. The procurement system shall take into consideration past performance (e.g., entered employment rates, cost per placement, and ability to meet contract objectives). The procurement system may consider other criteria as determined locally. The procurement system shall include the following requirements:

1) Grantee/Grantor Responsibility  
These standards do not relieve the grantee/subgrantee of any contractual responsibilities under its contracts. The grantee/subgrantee is responsible, in accordance with good administrative practice and sound business judgment for the settlement of all contractual and administrative issues arising out of procurements entered in support of a grant. These include but are not limited to source evaluation, protests, disputes, and claims. Violations of law are to be referred to the local, State, or Federal authority having proper jurisdiction.

2) Code of Conduct

A) Grantees/subgrantees shall maintain a written code or standards of conduct which shall govern the performance of their officers, employees or agents engaged in the award and administration of contracts supported by Federal funds.

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Pursuant to Section 141(f) of the Act, no Private Industry Council (PIC) member shall participate in the selection or in the award of a contract supported by Federal funds if a conflict of interest, real or apparent, is involved. Additionally, no employee, officer or agent of the grantee/subgrantee, or governing body of the grantee shall participate in the selection, or in the award or administration of a contract supported by Federal funds if a conflict of interest, real or apparent, is involved. Such a conflict shall arise when the employee, officer or agent; any member of his or her immediate family; his or her partner; or an organization which employs any of the previously identified, has a financial or other interest in the entity selected for an award. This provision does not prohibit a community based organization, education agency, employer, or other service provider represented by a PIC member from receiving a subgrant for the provision of training and/or services to participants. However, when such a conflict of interest arises, PIC members must abstain from voting on the award of the subgrant. The grantee is prohibited from awarding a subgrant

i) to any PIC member for performing administrative services (i.e., consultant services, accounting services, etc.); or

ii) to any PIC member or entity with which he/she is affiliated which results in direct personal gain to the PIC member.

B) The grantee's/subgrantee's officers, employees or agents shall neither solicit nor accept gratuities, favors, or anything of monetary value from service providers, potential service providers (i.e., persons who perform services of type contracted for), or parties to grants.

## 3) Selection Procedures

A) All procurement transactions, regardless of whether by sealed bids or by negotiation and without regard to dollar value, shall be conducted in a manner that provides maximum open and free competition consistent with this Section. Procurement procedures shall not restrict or eliminate competition. Examples of what shall be considered to be restrictive of competition include, but are not limited to:

i) placing unreasonable or different requirements on various firms in order for them to qualify for the same procurement;

ii) noncompetitive practices between firms;

iii) organizational conflicts of interest;

iv) unnecessary experience and bonding requirements (i.e., requests for qualifications or experience that are not related to the services to be procured);

v) non-competitive awards to consultants that are on

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retainer contracts; and

vi) specifying only a "brand name" product instead of allowing an "equal" product to be offered and describing the performance of other relevant requirements of the procurement.

B) The grantee/subgrantee shall have written selection procedures which shall provide, at a minimum, the following procedural requirements:

i) Solicitations of offers, whether by competitive sealed bids or competitive proposals shall incorporate a clear and accurate description of the technical requirements for the service to be procured. Such description shall not, in competitive procurements, contain features which restrict competition. The description shall include a statement of the qualitative nature of the service to be procured and set forth those standards to which the service shall conform in order to meet the program purpose. Solicitations of offers shall clearly set forth all requirements that service providers/contractors must fulfill and all other factors to be used in evaluating proposals pursuant to Section 2630.82(b)(3)(B)(ii) of this Part.

ii) Awards shall be made only to service providers/contractors that demonstrate the ability to meet objectives of the proposed procurement. Examples of how the ability to meet the procurement objects can be demonstrated include, but are not limited to: financial resources, technical qualifications, experience, organization and facilities adequate to carry out the project; resources to meet the completion schedule contained in the contract; a satisfactory performance record for completion of contracts; and accounting and auditing procedures adequate to control property, funds and assets, pursuant to Sections 2630.83(a) and (b) and 2630.84(c) through (i) of this Part.

C) Grantees/subgrantees shall conduct a review of proposed procurements to avoid purchase of unnecessary or duplicative items. Consideration should be given to consolidating or breaking out procurements to obtain a more economical purchase. Where appropriate, an analysis shall be made of lease versus purchase alternatives, and any other appropriate analysis to determine the most economical approach. To foster greater economy and efficiency, grantees and subgrantees are encouraged to enter into inter-grantee agreements for procurement or use of common goods and services. Grantees and subgrantees are encouraged to use Federal excess and surplus property in lieu of

purchasing new equipment and property whenever such use is feasible and reduces project costs.

D) The grantees and subgrantees shall take all necessary affirmative steps to assure that minority firms, women's business enterprises, and labor surplus area firms are used when possible. Affirmative steps shall include:

- i) placing qualified small and minority businesses and women's business enterprises on solicitation lists; assuring that small and minority businesses and women's business enterprises are solicited whenever they are potential sources;
- ii) dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority business and women's business enterprises;
- iv) establishing delivery schedules, where the requirement permits, which encourage participation by small and minority business and women's business enterprises;
- v) using the services and assistance of the Small Business Administration and the Minority Business Development Agency of the Department of Commerce; and
- vi) requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in subsections(b)(3)(D)(i) through (v).

## E) Contract Cost and Price

i) Grantees and subgrantees must perform a cost or price analysis in connection with every procurement action, including contract modifications. The method and degree of analysis is dependent on the facts surrounding the particular procurement situation, but as a starting point, grantees must make independent estimates before receiving bids or proposals. A cost analysis must be performed when the offeror is required to submit the elements of his/her estimated cost, e.g., under professional, consulting, and architectural engineering services contracts. A cost analysis shall be necessary when adequate price competition is lacking, and for sole source procurements, including contract modifications or change orders, unless price reasonableness can be established on the basis of a catalog or market price of a commercial product sold in substantial quantities to the general public or based on prices set by law or regulation. A price analysis shall be used in all other instances to determine the reasonableness of the proposed contract price.

ii) Grantees and subgrantees shall negotiate profit as a separate element of the price for each contract in which there is no price competition and in all cases



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where cost analysis is performed. To establish a fair and reasonable profit, consideration shall be given to the complexity of the work to be performed, the risk borne by the contractor, the contractor's investment, the amount of subcontracting, the quality of its record of past performance, and industry profit rates in the surrounding geographical area for similar work.

iii) Costs or prices based on estimated costs for contracts under grants shall be allowable only to the extent that costs incurred or cost estimates included in negotiated prices are consistent with the cost principles as shown in Section 2630.110.

iv) The cost plus a percentage of cost and percentage of construction cost methods of contracting shall not be used.

v) Additionally, in the case of fixed unit price/performance based contracting, all contracts must conform to the provisions of Section 2630.105.

F) Grantee/subgrantee contracts must contain the following provisions:

i) Administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and shall provide for such sanctions and penalties as may be appropriate.

ii) Termination for cause and for convenience by the grantee or subgrantee, including the manner by which termination will be effected and the basis for settlement.

iii) Compliance with federal Executive Order 11246 of September 24, 1965 entitled "Equal Employment Opportunity," as amended by Executive Order 11375 of October 13, 1967 and as supplemented in U.S. Department of Labor regulations (41 CFR 60, revised as of July 1, 1989).

iv) Compliance with the Copeland "Anti-Kickback" Act (18 U.S.C. 874) as supplemented in Department of Labor regulations (29 CFR 3, revised as of July 1, 1989).

v) Compliance with the Davis-Bacon Act (40 U.S.C. 276a to a-7) as supplemented by Department of Labor regulations (29 CFR 5, revised as of July 1, 1989).

vi) Compliance with Sections 103 and 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 327-330) as supplemented by Department of Labor regulations (29 CFR 5, revised as of July 1, 1989).

vii) Notice of Departmental requirements and regulations pertaining to reporting, if any.

viii) Notice of Departmental requirements and regulations pertaining to patent rights with respect to any discovery or invention which arises or is developed in

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the course of or under such contract.

ix) Departmental requirements and regulations pertaining to copyrights and rights in data as contained in the grant agreement.

x) Access by the grantee, the subgrantee, the U.S. Department of Labor, the Comptroller General of the United States, or any of their duly authorized representatives to any books, documents, papers, and records of the contractor which are directly pertinent to that specific contract for the purpose of making audits, examinations, excerpts, and transcriptions.

xi) Retention of all required records for three years after grantees or subgrantees make final payments and all other pending matters are closed.

xii) Compliance with all applicable standards, orders, or requirements issued under Section 306 of the Clean Air Act (42 U.S.C. 1857(h)), Section 508 of the Clean Water Act (33 U.S.C. 1368), Executive Order 11738, and U.S. Environmental Protection Agency regulations (40 CFR 15, revised as of July 1, 1989).

xiii) Mandatory standards and policies relating to energy efficiency that are contained in the State energy conservation plan issued in compliance with the Energy Policy and Conservation Act (P.L. 94-163, effective December 22, 1975).

xiv) Grantees and subgrantees acknowledge that receipt of funds under a contract may require compliance with Section 319 of Public Law 101-121 (31 U.S.C.A. 1352) regarding the certification and disclosure of lobbying activities with the Federal Government and agree to comply with those provisions, and all Federal rules promulgated by the Federal Grantor, which is the funding source for implementation of the Federal program; and shall require that this assurance of compliance with Federal lobbying restrictions is part of any agreement with all subrecipients or subgrantees.

xv) Grantees and subgrantees receiving Federal funds of \$25,000 or more must provide assurance of nondebarment, nonsuspension and other responsibility matters pursuant to Executive Order 12549 and 29 CFR 98 (as published in the May 26, 1988 Federal Register at 53 FR 19188).

G) Grantees and subgrantees shall conduct procurements in a manner that prohibits the use of statutorily or administratively imposed in-State or local geographical preferences in the evaluation of bids or proposals, except in those cases where applicable Federal statutes expressly mandate or encourage geographic preference.

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H) Grantees and subgrantees shall make available, upon request of the Department, technical or any other specifications on proposed procurements where the Department believes such review is needed to ensure that the item and/or service specified is the one being proposed for purchase. This review may take place prior to or after the time the specification is incorporated into a solicitation document. Grantees and subgrantees must on request make available for Departmental pre-award review, procurement documents such as Requests for Proposals or invitations for bids, and cost estimates.

4) Methods of Procurement - Procurement under grants shall be made by one of the following methods: procurement by small purchase procedures, procurement by sealed bids, procurement by competitive proposals, or procurement by noncompetitive proposals.

A) Small purchase procedures are those relatively simple (e.g., price or rate quotations documented to the file which describe what is being procured, date provided, provider, amount and delivery date) and informal procurement methods for securing services, supplies, or other property that do not cost more than \$25,000 in the aggregate with a single vendor during a fiscal year. If small purchase procurements are used, price or rate quotations will be obtained from an adequate number of qualified sources.

B) Sealed bids are publicly solicited and a firm-fixed-price contract (lump sum or unit price) is awarded to the responsible bidder whose bid, conforming with all the material terms and conditions of the invitation for bids, is lowest in price. The sealed bid is the preferred method for procuring construction, if the conditions which follow apply. In order for sealed bids to be feasible, the following conditions should be present: a complete, adequate and realistic specification or purchase description is available; two or more responsible bidders are willing and able to compete effectively for the business; and the procurement lends itself to a firm-fixed-price contract and the selection of the successful bidder can be made principally on the basis of price. If sealed bids are to be used, the following requirements apply:

- i) the invitation for bids will be publicly advertised and bids shall be solicited from an adequate number of known suppliers as evidenced by documentation of an attempt to identify and obtain three bids, providing them sufficient time (a minimum of ten working days) prior to the date set for opening the bids;
- ii) the invitation for bids, which will include any specifications and pertinent attachments, shall define the items or services in order for the bidder to

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properly respond;

iii) all bids shall be publicly opened at the time and place prescribed in the invitation for bids;

iv) a firm-fixed-price contract award will be made in writing to the lowest responsive and responsible bidder. Where specified in bidding documents, factors such as discounts, transportation costs, and life cycle costs shall be considered in determining which bid is lowest. Payment discounts may only be used to determine the low bid when prior experience indicates that such discounts are usually taken advantage of; and

v) any or all bids may be rejected if there is a sound, documented reason.

C) Procurement by competitive proposals is normally conducted with more than one source submitting an offer, and either a fixed-price or cost-reimbursement type contract is awarded. It is generally used when conditions are not appropriate for the use of sealed bids. If this method is used, the following requirements apply:

i) Requests for proposals will be publicized and identify all evaluation factors and their relative importance. Any response to publicized requests for proposals shall be honored to the maximum extent practical;

ii) Proposals will be solicited from an adequate number of qualified sources;

iii) Grantees and subgrantees will have a method for conducting technical evaluations of the proposals received and for selecting awardees;

iv) Award will be made to the responsible firm whose proposal is most advantageous to the program, with price and other factors considered; and

v) Grantees and subgrantees may use competitive proposal procedures for qualifications-based procurement of architectural/engineering (A/E) professional services whereby competitors' qualifications are evaluated and the most qualified competitor is selected, subject to negotiation of fair and reasonable compensation. The method, where price is not used as a selection factor, can only be used in procurement of A/E professional services. It cannot be used to purchase other types of services though A/E firms are a potential source to perform the proposed effort.

D) Procurement by noncompetitive proposal is procurement through solicitation of a proposal from only one source or PIC approved continuation.

i) Procurement by noncompetitive proposals may be used only when the award of a contract is infeasible under small purchase procedures, sealed bids, or competitive



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proposals and one of the following circumstances applies: the item is available only from a single source; the public agency or emergency for the requirement will not permit a delay resulting from competitive solicitation; the Department authorizes noncompetitive proposals; or after solicitation of a number of sources, competition is determined inadequate.

ii) Programs whose funds are allocated under Sections 202(a), 202(b)(2), 252(b), and 302(d) which are determined to be effective by the PIC using locally developed standards of effectiveness may be continued by noncompetitive proposals if the PIC reviews their performance and supports continuation of the grant.

iii) Cost analysis, i.e., verifying the proposed cost data, and the evaluation of the specific elements of costs and profit, is required.

## 5) Grantee Procurement Records

Grantees shall maintain records which detail the history of a procurement. These records shall include, but are not necessarily limited to the following: the method of procurement, the basis for the selection or rejection of a service provider, and the basis for the contract price.

c) Sole source awards for on-the-job training of program participants may be made, provided that an employer-employee relationship exists and that the employer will provide job training to enable the participant to perform as a regular employee of the employer's (or another employer's) establishment. When such awards are made, records of the awards shall be maintained.

d) All grantees and subgrantees shall maintain a list of potential providers/contractors who have expressed an interest, in writing, in being considered for awards. The list shall include names, addresses, and services. All potential providers/contractors, who have expressed interest in being considered for awards, shall be sent Requests for Proposals for the area or areas of service for which they wish to be considered. The list shall be considered to be public information.

e) Classroom training, either vocational or academic, may be procured through sole source award without a cost analysis provided that:

- 1) the training is provided by an accredited or certified institution;
- 2) tuition is charged, on a per hour, per course, or per curriculum rate;
- 3) the training is the same provided to non-JTPA individuals; and
- 4) the tuition rate is listed in a course catalog and is the same as for non-JTPA individuals.

(Source: Amended at 16 Ill. Reg. 6796, effective April 14, 1992)

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1) The heading of the Part: BOILER AND PRESSURE VESSEL SAFETY

2) Code Citation: 41 Ill. Adm. Code 120

3) Section Numbers:

120.10	<u>Adopted Action:</u>
120.900	Amendment
120.1000	Amendment
120.1010	New Section
120.1020	New Section
120.1030	New Section
120.1040	New Section
120.1041	New Section
120.1100	Amendment
120.1200	Amendment
120.1280	Amendment
120. Appendix B	New Section

4) Statutory Authority: Implementing and authorized by The Boiler and Pressure Vessel Safety Act, Ill. Rev. Stat. 1989, Ch. 111 1/2, pars. 3202 and 3203.

5) Effective Date of Amendments: July 1, 1992.

6) Does this rulemaking contain an automatic repeal date? No.

7) Does this amendment contain incorporations by reference? No.

8) Date filed in the Agency's principal office: March 31, 1992.

9) Notice of Proposal published in the Illinois Register? November 8, 1991, 15 Ill. Reg. 15823.

10) Has ICAR issued a statement of objection to these rules? No.

11) Differences between proposal and final version? The following changes were made:

Modified Sections 120.1000(c) and (d) to specify 7/1/92.

Modified Section 120.1040(a)(1) to delete "... but not be limited to, ..."

Modified Section 120.1040(b) to state: "These requirements include."

Included the heading of Subparts E, F and G and the respective Sections on which the new Subpart headings will appear in the text of the rules when it adopts these amendments. New Headings s for Subpart D and E were added. Subpart D was changed to Subpart F, and Subpart E to Subpart G.

Included an example after the words "as defined in the introduction under U-1(c)" to state "(e.g., chiller components of heat exchangers)" and remove the subsection numbers (1) and (2).

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Deleted the parenthetical "(indicate time schedule)" after "periodically" in Section 120.1040(b)(11)(A) and place it after "periodic" in Section 120.1040(b)(11).

Redrafted the Authority note to conform to Section 2-1 of the Administrative Code Division's, Style Manual and 1 Ill. Adm. Code 100.320; to correct the Table of Contents entries to correspond to Section 1-5 of the Style Manual; to correct the last entry in the Source note to state 16787 rather than 16587; to include Subpart headings above Sections 120.1100, 120.1200 and 120.1280 with the text of the rules as required by 1 Ill. Adm. Code 100.420; to update statutory references in the definition of "Act" and "Professional Engineer" in Section 120.10; to include a new Section title for Section 120.900 to state: "Flame Safeguard Requirements and Incorporated Standards;" to change "its" to "its" and "up to date" to "up-to-date" in Subpart D; to change all references from "this Act" to "the Act" and from "A.S.M.E." to "ASME"; and to show "and" rather than "&" in Section 120.1030.

Modified Section 120.1020(b) to state "shall" rather than "should".

Modified Section 120.1040 by clarifying the difference between references to "the Quality Control System" and "the Quality Control System Manual;" by changing the "organization" and "company" references to "repair organization"; by clarifying references to "its" and "therein"; and to rephrase Sections 120.1040(b)(10) and (14) to state:

Modified Section 120.1041 to change references from "his" to "the Inspector."

- 12) Have all the changes agreed upon by the Agency and ICAR been made as indicated in the agreement letter issued by ICAR? Yes.
- 13) Will this Amendment replace an Emergency Amendment currently in effect? No.
- 14) Are there any other amendments pending on this Part? No.
- 15) Summary and purpose of Amendment: These amendments update referenced standards for construction and inspection of Boilers and Pressure Vessels and prescribe a process for repairs of Boilers and Pressure Vessels.
- 16) Information and questions regarding this adopted amendment shall be directed to:

David Douin  
Superintendent of Boiler and Pressure Vessel Safety  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield, Illinois 62703-4259  
(217) 782-2696

The full text of the Adopted Amendment begins on the next page:

ILLINOIS REGISTER

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TITLE 41: FIRE PROTECTION  
CHAPTER I: STATE FIRE MARSHAL

PART 120  
BOILER AND PRESSURE VESSEL  
SAFETY

SUBPART A: INTRODUCTORY MATERIAL

Section 120.4	Foreword
120.7	Kindly Observe the Following Briefs and Avoid Unnecessary Inconvenience

SUBPART B: DEFINITIONS AND ADMINISTRATION

Section 120.10	Definitions
120.11	Incorporation of National Standards
120.20	Administration
120.41	Special Inspector Trainee

SUBPART C: CONSTRUCTION, INSTALLATION, INSPECTION, MAINTENANCE, AND USE

Section 120.100	New Installations of Boilers, Miniature Boilers, Heating Boilers and Hot Water Supply Boilers
120.200	New Installations of Pressure Vessels
120.300	Existing Installations of Power Boilers
120.400	Existing Installations of Miniature Boilers
120.500	Existing Installations of Heating Boilers and Hot Water Supply Boilers
120.600	Existing Installation of Pressure Vessels
120.700	General Requirements for all Boilers and Pressure Vessels
120.800	Nuclear Power Plant Components (Repealed)
120.900	Flame Safeguard Requirements and Incorporated Standards

SUBPART D: REPAIR AND ALTERATION

Section 120.1000	Repairs and Alterations to Boilers and Pressure Vessels by Welding
120.1010	Authorization to Repair Boilers and Pressure Vessels
120.1020	Issuance and Renewal of the Certificate
120.1030	Changes to Certificates of Authorization
120.1040	Quality Control Requirements
120.1041	Repair and Alteration Requirements

SUBPART E: STATE SPECIALS



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Section 120.1100

Procedure for the Issuance of State's Special Permits

SUBPART BE: REPAIR OF SAFETY AND SAFETY RELIEF VALVES

Repair of Safety and Safety Relief Valves

Authorization to Repair ASME and National Board Stamped Safety and Safety Relief Valves

Issuance and Renewal of the Certificate

Changes to Certificates of Authorization

Repairs to Safety and Safety Relief Valves

Quality Control System

Nameplates

Field Repair

SUBPART EG: OWNER-USER QUALITY CONTROL REQUIREMENTS

Performance Testing of Repaired Valves

Training of Valve Repair Personnel

ASME "V", "UV" or National Board "VR" Certificate Holders

Introduction

Authority and Responsibility

Organization

Inservice Inspection Program

Drawings, Design Calculations, and Specification Control

Material Control

Examination and Inspection Program

Correction of Nonconformities

Welding

Nondestructive Examination

Calibration of Measurement and Test Equipment

Records

Inspectors

APPENDIX A

Examples of Repairs and Alterations

APPENDIX B

Record of Welded Repair

AUTHORITY: Implementing the Boiler and Pressure Vessel Safety Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 3201 et seq.) and authorized by Sections 2 and 2.1 of the Boiler and Pressure Vessel Safety Act (Ill. Rev. Stat. 1989, ch. 111 1/2, pars. 3202 and 3203).

SOURCE: Boiler and Pressure Vessel Safety Act and Rules and Regulations adopted at 4 Ill. Reg. 7, p. 126, effective January 31, 1980; codified at 5 Ill. Reg. 10677; amended at 7 Ill. Reg. 6925, effective July 1, 1983; amended at 10 Ill. Reg. 9510, effective July 1, 1985; amended at 11 Ill. Reg. 16587, effective January 1, 1988; amended at 16 Ill. Reg. 6808, effective July 1, 1992.

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SUBPART B: DEFINITIONS AND ADMINISTRATION

Section 120.10

Definitions

"API 510". The term, API 510, shall mean the Maintenance, Inspection, Rating, Repair and Alteration of Pressure Vessels as published by the American Petroleum Institute.

"ASME Code". The term, ASME Code, shall mean the Boiler and Pressure Vessel Code of the American Society of Mechanical Engineers with such revisions, amendments and interpretations thereof as are made, approved and adopted by the Council of the Society and approved and adopted by the Board. Copies of the Code may be obtained from said Society at 345 E. 47th Street, New York, New York 10017.

"Act" or "The Act". The term, Act or "The Act", shall mean the Boiler and Pressure Vessel Safety Act (Ill. Rev. Stat. 19859, ch. 111 1/2, par. 3201 et seq. as amended)

"Alteration". The term, Alteration, shall mean a change in a boiler or pressure vessel that alters the original design requiring consideration of the effect of the change on the original design. It is not intended that the addition of nozzles smaller than a reinforced opening size be considered an alteration. (See Section X, Appendix A -- Section 120.1000.Appendix A)

"Approved". The term, Approved, shall mean approved by the Board of Boiler and Pressure Vessel Rules.

"Authorized Inspection Agency". The term, Authorized Inspection Agency, shall mean one of the following:

A department or division established by a jurisdiction which has adopted one or more Sections of the ASME Code and whose inspectors hold valid commissions issued by the National Board of Boiler and Pressure Vessel Inspectors or

An inspection agency of an insurance company which is authorized (licensed) to insure and is insuring boilers and pressure vessels in those jurisdictions which have examined the agency's inspectors to represent such jurisdictions as is evident by the issuance of a valid Certificate of Competency to the inspector or An owner or user of pressure vessels who maintains a regularly established inspection department, whose organization and inspection procedures meet the requirements established by the Board and contained in this Part.

"Board". The term, Board, shall mean the Board of Boiler and Pressure Vessel Rules created by the Act and empowered to make, alter, amend and interpret rules and regulations for the safe construction, installation, inspection, alteration, and repair of boilers and

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pressure vessels.

"Boiler". The term, Boiler, shall mean a vessel intended for use in heating water or other liquids or for generating steam or other vapors under pressure or vacuum by the application of heat resulting from the combustion of fuels, electricity, or waste gases.

Power Boiler means a boiler in which steam or other vapor is generated at a pressure of more than 15 psig and includes a high-pressure, high-temperature water boiler.

High-Pressure, High-Temperature Water Boiler means a water boiler operating at pressures exceeding 160 psig and/or temperatures exceeding 250 F. at or near the boiler outlet.

Miniature Boiler means any boiler which does not exceed any of the following limits:

- 16 inches inside diameter of shell
- 20 square feet heating surface
- 5 cubic feet gross volume, exclusive of casing and insulation
- 100 psig maximum allowable working pressure

Heating Boiler means a steam boiler operated at pressures not exceeding 15 psig, or a hot water heating boiler operated at pressures not exceeding 160 psig and/or temperatures not exceeding 250 F. at or near the boiler outlet.

Hot water supply boiler means a boiler (including fired storage water heater) furnishing hot water to be used externally to itself at pressures not exceeding 160 psig and/or temperatures not exceeding 250 F. at or near the boiler outlet except as provided below.

Hot water supply boilers which are directly fired with oil, gas, or electricity are exempt from this Part when none of the following limitations are exceeded:

- Heat input of 200,000 BTU/hr.
- Water temperature of 200 F.
- Nominal water containing capacity of 120 gallons except that hot water supply boilers shall be equipped with safety devices in accordance with the requirements of paragraph Hot Water Supply H.W.S 301 (Section 120.500 (d)(2) of this Part).

Lined Potable Water Heater shall mean a water heater with a corrosion resistant lining, used to supply potable hot water.

Electric Boiler means a boiler in which the source of heat is electricity.

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Portable Boiler means an internally fired boiler which is primarily intended for temporary location and the construction and usage permits it to be readily moved from one location to another.

"Cannery". The term, Cannery, shall mean a factory where food is canned for preservation.

"Certificate of Competency". The term, Certificate of Competency, shall mean a certificate issued to a person who has passed the examination prescribed by the Board.

"Certificate Inspection". The term, Certificate Inspection, shall mean an inspection, the report of which is used by the Chief Inspector as justification for issuing, withholding or revoking the inspection certificate. This Certificate Inspection shall be an internal inspection when required; otherwise, it shall be as complete an inspection as possible.

Internal Inspection means as complete an examination as can reasonably be made of the internal and external surfaces of a boiler or pressure vessel while it is shut down and manhole plates, handhole plates or other inspection opening closures are removed as required by the Inspector.

External Inspection means an inspection made when a boiler or pressure vessel is in operation, if possible.

"Commission, National Board". The term, Commission, National Board, shall mean the commission issued by the National Board to a holder of a Certificate of Competency who desires to make shop inspections or field inspections in accordance with the National Board bylaws and whose employer submits the inspector's application to the National Board for such commission.

"Condemned Boiler or Pressure Vessel". The term, Condemned Boiler or Pressure Vessel, shall mean a boiler or pressure vessel that has been inspected and declared unsafe, or disqualified by legal requirements, by the Chief or Deputy Inspector who has applied a stamping or marking designating its condemnation.

"Existing Installation". The term, Existing Installation, shall mean and include:

- Any boiler installed and placed in operation before May 1, 1953.
- Any hot water supply boiler installed and placed in operation on or before July 9, 1957.
- Any pressure vessel installed and placed in operation on or before December 31, 1976.



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"Inspection Certificate". The term, Inspection Certificate, shall mean a certification issued by the Chief Inspector for the operation of a boiler or pressure vessel as required by the Act.

"Inspector". The term, Inspector, shall mean the Chief Inspector or Deputy Inspector or Special Inspector or Owner-User Inspector.

Chief Inspector means the Chief Boiler and Pressure Vessel Inspector employed under this Act.

Deputy Inspector means any inspector employed under the provisions of the Act.

Special Inspector means an inspector holding an Illinois Certificate of Competency and who is regularly employed by an insurance company authorized to insure against loss from explosion of boilers and pressure vessels in this State.

Special Inspector Trainees are those inspectors described in Section 120.41.

Owner-User Inspector means an inspector described in Section 120.1360 continuously employed as an Inspector by an Owner-User Inspection Agency.

"Jurisdiction". The term, Jurisdiction, shall mean a state, commonwealth, county or municipality of the United States or a province of Canada which has adopted one or more Sections of the ASME Code and maintains a duly constituted Department, Bureau, or Division for the purpose of enforcement of such Code. In Illinois the Division of Boiler and Pressure Vessel Safety is the jurisdiction except for the City of Chicago.

"National Board". The term, National Board, shall mean the National Board of Boiler and Pressure Vessel Inspectors, 1055 Crupper Avenue, Columbus, Ohio 43229, whose membership is composed of the Chief Inspectors of jurisdictions who are charged with the enforcement of the provisions of the ASME Code.

"National Board Inspection Code". The term, National Board Inspection Code, shall mean the Manual for Boiler and Pressure Vessel Inspectors published by the National Board. Copies of the Code may be obtained from the National Board.

"New Boiler Installations". The term, New Boiler Installations, shall mean and include all boilers constructed, installed and placed in operation after May 1, 1953, and all hot water supply boilers installed and placed in operation after July 9, 1957.

"New Pressure Vessel Installations". The term, New Pressure Vessel Installations, shall mean and include any pressure vessel installed and placed in operation after December 31, 1976.

"Nonstandard Boiler and Pressure Vessel". The term, Nonstandard Boiler

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or Pressure Vessel, shall mean a boiler or pressure vessel that does not bear the ASME Stamp or the API-ASME Stamp.

"Office". The term, Office, shall mean the Office of the State Fire Marshal.

"Owner or User". The term, Owner or User, shall mean any person, firm or corporation legally responsible for the safe operation of any boiler or pressure vessel within the State.

"Place of Public Assembly". The term, Place of Public Assembly, shall mean a building or specific area in which persons assemble for civic, educational, religious, social or recreational purposes or which is provided by a common carrier for passengers awaiting transportation or in which persons are housed to receive medical, charitable or other care or treatment, or are held or detained for public, civic or correctional purposes.

"Pressure Vessel". The term, Pressure Vessel, shall mean a vessel in which pressure is obtained from an external source, or by the application of heat from the indirect source or from a direct source other than those boilers as defined above. Some pressure vessels are considered nonhazardous by the Board of Boiler and Pressure Vessel Rules and, as such, are not subject to these Rules and Regulations. The following described pressure vessels shall be exempt from the scope of regulations requiring compliance with the ASME Code:

Those classes of vessels not considered within the scope of the ASME Code Section VIII, Division 1, as defined in the introduction under U-1(c) (e.g., chiller components of heat exchangers).

Water conditioning equipment used for the removal of minerals, chemicals, or organic or inorganic particulates from water by means other than application of heat.

Vessels included in the scope of this exemption: Water softeners, water filters, dealkalizers and demineralizers.

Requirements for the exemption. To qualify for the exemption from the requirements of these Rules and Regulations, the following criteria must be met:

Temperature: The temperature of water in the vessel shall not exceed the temperature of water found in the cold water line of the building's domestic water supply. The temperature shall not exceed 100° Fahrenheit.

No heat may be applied to the water prior to being placed in the vessel nor while in the vessel and no heat may be applied to vessel itself directly or indirectly.

Pressure: The pressure of the water entering the vessel shall be the same or less than the pressure of the water in the building's domestic water supply, or the pressure supplied by the utility well or pumps supplying such water

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whichever is less. In no event shall the water pressure exceed 150 lbs. per square inch.  
The vessel may not contain any material of a hazardous, toxic, or explosive nature.

The contents of the vessel shall not pose an undue hazard to the safety of persons in the event of a rupture, and neither vessel nor its contents may pose a hazard from explosion.

All pressure vessels used in conformity with the aforementioned Rules shall be exempt from the provisions of the Rules and Regulations requiring compliance with ASME Codes.

These Rules shall not prevent private parties, organizations, corporations, partnerships, associations or other entities from requiring construction in accordance with ASME or other rules and regulations in their private contracts for these objects.

"Professional Engineer". The term, Profession Engineer, shall mean a registered professional engineer registered in accordance with the Illinois Professional Engineering Act (Ill. Rev. Stat. 1985, ch. 111 2/3, par. 5101 et seq.) or a person who graduated from an accredited college or university and either:  
holds a mechanical engineering degree or  
has five years experience in a related field (e.g. Civil engineering, metallurgical engineering, industrial engineering, design engineering, maintenance engineering, project engineering or construction, maintenance, repair or operation of high pressure boilers and unfired pressure vessels).

"PSIG". The term, PSIG, shall mean pounds per square inch gage.

"Quality Control Requirements". The term, Quality Control Requirements, shall mean a quality control system that meets the requirements of Sections 120.1300 through a 120.1360 of this Part.

"Quality System". The term, Quality System, refers to the management controls established by a manufacturer, installer, or assembler holding (or applying for) an ASME Certificate of Authorization and Stamp under the requirements of Section I, IV, or VIII of the ASME Boiler and Pressure Vessel Code. Such Quality Systems are subject to review and audit prior to issuance or renewal of a Certificate of Authorization.

"Reinstalled Boiler or Pressure Vessel". The term, Reinstalled Boiler or Pressure Vessel, shall mean a boiler or pressure vessel removed from its original setting and reinstalled at the same location or at a new location without change of ownership.

"Relief Valve". The term Relief Valve, shall mean an automatic pressure relieving device actuated by the static pressure upstream of the valve which opens further with the increase in pressure over the

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opening pressure. It is used primarily for liquid service.

"Repair". The term, Repair, shall mean work necessary to return a boiler or pressure vessel to a safe operating condition.

"Rerating". The term, Rerating, shall mean the increase of the maximum allowable working pressure or temperature of a boiler or pressure vessel regardless of whether or not physical work is carried out to the boiler or pressure vessel. Rerating shall be considered to be an alteration.

"Safety Relief Valve". The term, Safety Relief Valve, shall mean an automatic pressure actuated relieving device suitable for use as a safety or relief valve, depending on application.

"Safety Valve". The term, Safety Valve, shall mean an automatic pressure relieving device actuated by the static pressure upstream of the valve and characterized by full opening pop action. It is used for gas or vapor service.

"Secondhand Boiler or Pressure Vessel". The term, Secondhand Boiler or Pressure Vessel, shall mean a boiler or pressure vessel which has changed both location and ownership since primary use.

"Standard Boiler or Pressure Vessel". The term, Standard Boiler or Pressure Vessel, shall mean a boiler or pressure vessel which bears the ASME Code Symbol.

"State Special". The term, State Special, shall mean a pressure vessel of special construction that may not be constructed in accordance with the ASME Code. See Subpart E, Section 120.1100 of this Part, for the procedures for granting a State Special.

"Underwriters Laboratories (U.L.)". The term, Underwriters Laboratories, shall mean a non-profit independent organization testing for public safety. It maintains and operates laboratories for the examination and testing of devices, systems and materials to determine their relationship to life, fire and casualty hazards.

"Welding, Arc Welding". A group of welding processes wherein coalescence is produced by heating with an arc or arcs, with or without the application of pressure, and with or without the use of filler metal.

(Source: Amended at 16 Ill. Reg. 6808, effective July 1, 1992)

SUBPART C: CONSTRUCTION, INSTALLATION, INSPECTION, MAINTENANCE, AND USE



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**Section 120.900 Flame Safeguard Requirements and Incorporated Standards**

a) Furnace explosions (Combustion explosions) are caused by the sudden ignition of accumulated fuel and air in the firesides of the boiler. In order to reduce the chance of personal injury, damage to property, and loss of equipment from such explosions, the boiler shall be equipped with approved burners and controls, tested and maintained as recommended by a national recognized standard.

b) Except as otherwise specifically provided, the provisions of this Section apply to all gas, oil, pulverized coal, and combination gas and oil fired burners installed on boilers covered by Chapter 111 1-2, 3201-3217, otherwise known as the Boiler and Pressure Vessel Safety Act (Ill. Rev. Stat. 1985 1989, ch. 111 1/2, par. 3201 et seq.).

c) This Act created a Board of Boiler and Pressure Vessel Rules who are empowered to promulgate rules and regulations for the safe and proper construction, installation, repair, use, and operation of boilers, and the Board hereby adopts the following nationally recognized standards and their addenda, which are permissive immediately and shall become mandatory on and after July 1, 1983.

- |         |       |           |   |
|---------|-------|-----------|---|
| ASME    | CSD-1 | 1977/1988 | Controls and Safety Devices for Automatically Fired Boilers, Part CF only, for boilers installed or reinstalled after January 1, 1991 |
| NFPA    | 85    | 1976      | Watertube Boiler-Furnaces (Oil or Gas-Fired)  |
| NFPA    | 85B   | 1978      | Multiple Burner Boiler Furnaces   |
| NFPA    | 85D   | 1978      | Multiple Burner Boiler Furnaces (Fuel Oil-Fired)  |
| NFPA    | 85E   | 1980      | Multiple Burner Boiler Furnaces (Pulverized Coal)   |
| API--   |       |           | American Petroleum Institute<br>1220 L Street, Northwest<br>Washington, D.C. 20005  |
| ASME -- |       |           | American Society of Mechanical Engineers<br>United Engineering Center<br>345 East 47th Street<br>New York, New York 10017             |
| NFPA -- |       |           | National Fire Protection Association<br>60 Batterymarch Street<br>Boston, Massachusetts 02110   |
- d) The above standards represent basic standards for the safe and efficient performance and substantial and durable construction of equipment. Inspection of the flame safeguard equipment will be in conjunction with the regular inspections of boilers as required by Section 10 of the Boiler and Pressure Vessel Safety Act. (Ill. Rev.

- e) Stat. 1979/1989, ch. 111 1/2, par. 3211).
- In accordance with the authority granted under Section 2 of the Boiler and Pressure Vessel Safety Act, Chapter 111 1/2, par. 3202, the Board of Boiler and Pressure Vessel Rules had adopted the Boiler and Pressure Vessel Code of the American Society of Mechanical Engineers with the amendments, addenda and interpretations thereto made and those Sections listed below shall be deemed incorporated into and constitute a Part of the whole rules and regulations of the Board.
- A-S-M-E- Boiler and Pressure Vessel Code (1986) [1989]
- Section I  
Power Boilers
- Section II  
Material Specifications -- Part A -- Ferrous
- Section II  
Material Specifications -- Part B -- Nonferrous
- Section II  
Material Specifications -- Part C -- Welding Rods Electrodes and Filler Metals
- Section IV  
Heating Boilers
- Section V  
Nondestructive Examination
- Section VI  
Recommended Rules for Care and Operation of Heating Boilers
- Section VII  
Recommended Rules for Care of Power Boilers
- Section VIII  
Pressure Vessels -- Division 1 Including Appendix M
- Section VIII  
Pressure Vessels -- Division 2 -- Alternative Rules
- Section IX  
Welding and Brazing Qualifications
- Section X  
Fiberglass -- Reinforced Plastic Pressure Vessels
- f) Further, the Board of Boiler and Pressure Vessel Rules by resolution has adopted a manual for boiler and pressure vessel inspectors entitled, The National Board Inspection Code, 1972 1989 Edition as revised August 1989 published by the national Board of Boiler and Pressure Vessel Inspectors, 1055 Crupper Avenue, Columbus, Ohio 43229.
- g) In addition, for power piping, the Board has adopted ANSI B31.1 on power piping published by the American National Standards Institute (Power Piping, An American National Standard Code for Pressure Piping, ANSI/ASME B31.1, New York: The American Society of Mechanical Engineers, 1983).
- (Source: Amended at 16 Ill. Reg. 6808, effective July 1, 1992 )

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## SUBPART D: REPAIR AND ALTERATION

## Section 120.1000 Repairs and Alterations to Boilers and Pressure Vessels by Welding

- a) Introduction. This Section covers rules for repairs and alterations to boilers and pressure vessels by welding. Where applicable rules for a repair or alteration are not given, it is intended that they be subject to approval of the inspector, details of design and construction insofar as practicable will be consistent with the rules of the ASME Code or the rules for repairs contained in the National Board Inspection Code or the Code to which the item was originally constructed.
- b) General Requirements for Repairs and Alterations. The requirements of the following paragraphs apply to all repairs and alterations to boiler and pressure vessel pressure retaining parts except that an owner user of pressure vessels qualified in accordance with Section 15 of the Act (Ill. Rev. Stat. 1905, ch. 111, § 2, par. 3216) shall have the option of using the provisions of API 510 for the inspection, repair, alteration or rerating of pressure vessels.
- c) R3 Repairs. No repair to a boiler or pressure vessel shall be initiated without the authorization of the inspector who shall satisfy himself that the welding procedures and welders are qualified and that the repair methods are acceptable. The inspector may give prior approval for limited repairs provided he has assured himself that the repairs are described in Appendix A in every case; however, the inspector shall be advised of each repair under such prior agreement.
- 1) R3-1 Alterations. No alteration to a boiler or pressure vessel shall be initiated without the authorization of the inspector who shall satisfy himself that the welding procedures and welders are qualified, and that the alteration methods and extensions are acceptable. If he considers it necessary he shall make an inspection of the object before granting such authorization. Alterations to boiler and pressure vessels shall be performed by an organization in possession of a valid ASME Certificate of Authorization to use the Code Symbol Stamp provided the alterations are within the scope of such authorization. An altered manufacturer's report shall be submitted to the Division of Boiler and Pressure Vessel Safety for all alterations.
- 2) R3-2 Acceptance of Repairs and Alterations. Provided that repairs or alterations shall be acceptable to the Authorized Inspection Agency responsible for the boiler or pressure vessel, acceptance of repairs and alterations may be made by an inspector employed by any of the following:
- A) Illinois Division of Boiler and Pressure Vessel Safety
  - B) The Inspection Agency of record of the organization making the repair or alteration
  - C) The Authorized Inspection Agency, provided the work was not performed by his employer, except as provided in Paragraph R3-4 (Section 120.1000(e)(4) of this Part).

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- 3) R3-3 Acceptance inspection. It shall be the responsibility of the organization making the repair or alteration to coordinate the acceptance inspection of the repair or alteration.
- 4) R3-4 Owner User Acceptance Inspection of Repairs. An Owner User Inspector may perform acceptance inspections of repairs to boilers and pressure vessels when such repairs have been performed by his employer provided his organization and inspection procedures have specific approval of the jurisdiction. Such acceptance inspection procedures shall be subject to the concurrence of the Authorized Inspection Agency responsible for the boiler or pressure vessel.
- d) R4 Welding
- 1) R4-1 Welding Procedure Specifications. The organization making repairs or alterations under this Part shall list the parameters applicable to welding that he performs in his welding procedure specification (WPS) document. Each such organization shall qualify the WPS by the welding of test coupons and the testing of specimens and recording the welding data and test results in his procedure qualification record (PQR) document.
  - 2) R4-2 Welding Performance Qualification. Welders or welding operators shall qualify for each welding process that they use in the repair or alteration of a boiler or pressure vessel. Such qualification shall be in accordance with the requirements of Section IX of the ASME Code and to a qualified welding procedure specification of the organization making the repair or alteration.
  - 3) R4-3 Welding Qualification Records. The organization making the repair or alteration shall maintain a record of the results obtained in welding procedures and welding performance qualifications. These records shall be certified by the organization and shall be available to the inspector prior to the start of welding.
  - e) R5 Materials. The materials used in making repairs or alterations shall conform to the requirements of Section II of the ASME Code. Material shall be compatible with the original material.
  - f) R6 Design of Welded Joints. Butt joints shall have complete penetration and complete fusion for the full length of the weld. The surfaces of the weld may be left as welded, provided they are sufficiently free from coarse ripples, undercuts, grooves, overlaps, abrupt ridges and valleys to avoid stress risers.
  - g) R7 Replacement Pressure Parts. In general, replacement parts may be classified as follows:
    - 1) Replacement parts subject to internal or external pressure that consist of materials which may be formed or assembled to the required shape by bending, forging or other forming methods, but on which no shop fabrication welding is performed may be supplied as material. Material and part identification shall be supplied in the form of bills of material and drawings with ASME Code compliance certified in a statement by the parts supplier.



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- 2) Replacement parts--subject to internal or external pressure--that are not preassembled by welding but on which shop inspection is not required by the ASME Code shall have the welding performed in accordance with Section IX and other applicable Sections of the ASME Code. The replacement part assembly identification shall be supplied in the form of bills of material and drawings. The supplier or manufacturer shall certify that the material, design and fabrication are in accordance with the applicable Section of the ASME Code.
- 3) Replacement parts--subject to internal or external pressure fabricated by welding which require shop inspection by an Authorized Inspector shall be fabricated by a manufacturer having an ASME Certificate of Authorization and the appropriate Code Symbol Stamp. A complete Manufacturer's Part Data Report shall be supplied by the manufacturer.
- h) R0-Pressure Tests
- i) R0-1 Repairs--The inspector may require a pressure test after the completion of a repair to a boiler or pressure vessel when in his judgment one should be conducted.
- 2) R0-2 Alteration--A pressure test shall be applied to the boiler or pressure vessel on the completion of an alteration:
- 3) R0-3 Requirements--Pressure tests shall be carried out in accordance with the applicable Section of the ASME Code.
- 4) R9-Repair Methods--Repair methods in these paragraphs shall be used in conjunction with the general requirements in Paragraph R2--(Section 120-1000(b) of this Part).
- 5) R10-Defect Repairs
- i) R10-1 General--A repair of a defect, such as a crack in a welded joint or base material, shall not be made until the defect has been removed. A suitable nondestructive method shall be used to assure its complete removal. If the defect penetrates the full thickness of the material, the repair shall be made with a complete penetration weld such as double butt weld or a single butt weld with or without backing. Before repairing a cracked area, care should be taken to investigate its cause and to determine its extent. Where circumstances indicate that the crack is likely to recur, consideration should be given to removing the cracked area and installing a patch.
- 2) R10-2 Staybolt Hole Cracks--Cracks at the knuckle or at the turn of the flange of the furnace opening require immediate replacement of the affected area or specific approval of repairs by the Authorized Inspection Agency. (See Appendix A)
- 3) R10-3 Rivet or Staybolt Hole Cracks--Cracks radiating from rivet or staybolt holes may be repaired if the plate is not seriously damaged. If the plate is seriously damaged, it shall be replaced. For suggested methods of repair see Appendix A-figure 2.
- 4) R10-4 Minor Defects--Minor cracks, isolated pits, and small plate imperfections should be examined to determine the extent of the defect and whether welding is required. When welding is required,

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- these defects shall be prepared for welding by removing to solid metal. Liquid penetrant or magnetic particle examination may be used before or after welding.
- 5) R10-5 Defective Bolting--Defective bolting material shall not be repaired but shall be replaced with suitable material which meets the specifications of the applicable Section of the ASME Code.
- k) R11-Wasted Areas
- i) R11-1 Shells--Drums--Headers--Wasted areas in stayed and unstayed shells, drums and headers may be built up by welding provided that in the judgment of the inspector the strength of the structure will not be impaired. Where extensive weld build up is employed, the inspector may require an appropriate method of NDE (Non-destructive Examination) for the complete surface of the repair. For suggested methods of building up wasted areas, by welding, see Appendix A-figure 3. See Paragraph R10-4 for repairs of minor defects (Section 120-1000(j) of this Part).
- 2) R11-2 Access Openings--Wasted areas around access openings may be built up by welding or they may be repaired as described in Appendix A-figure 4. In boilers, the area to be so repaired shall not be less than 2 inch (50.8mm) from any knuckle.
- 3) R11-3 Flanges--Wasted flange faces may be cleaned thoroughly and built up with weld metal. They should be machined in place if possible to a thickness not less than that of the original flange or that required by calculations in accordance with the provisions of the applicable Section of the ASME Code. Wasted flanges may also be remachined in place without building up with weld metal provided the metal removed in the process does not reduce the thickness of the flange to a measurement below that estimated above. Flanges which leak because of warpage or distortion and which cannot be remachined shall be replaced with new flanges which have at least the dimensions conforming to the applicable Section of the ASME Code.
- 4) R11-4 Tubes--Wasted areas on tubes may be repaired by welding provided that in the judgment of the inspector the strength of the tube has not been impaired.
- 5) R11-5 Corrosion--Grooving
- A) Localized corrosion that produced a groove, especially along or immediately adjacent to a joint, could be more serious than a similar amount of erosion on a solid plate away from the joints. Grooving and cracks along longitudinal joints are especially significant as they are likely to occur where the material is more highly stressed. Severe erosion is likely to occur at points where the circulation of the erosive fluid is poor. Such places shall be examined most carefully.
- B) For the purpose of estimating the effect of corrosion or other defects upon the strength of a shell, comparison shall be made with the efficiency of the longitudinal joint of the same boiler or pressure vessel, the strength of which is

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- et always less than that of the solid sheet;  
All flanging shall be inspected thoroughly, particularly the flanges of heads that are not stayed; internal grooving in the fillets of such heads and external grooving in the outer surfaces of heads concave to pressure are very common since there is a slight movement in heads of this character which produces this kind of defect. Some types of boilers or pressure vessels have the 06 or reversed flange construction in a few of their parts that may be inaccessible to the eye but the conditions shall be determined by the insertion of a borescope, fiber optics or a mirror which at a proper angle will reflect back to the eye the condition of such a part;
- B) On new vessels and on vessels for which service conditions are being changed, one of the following methods shall be employed to determine the probable rate of corrosion from which the remaining wall thickness at the time of the next inspection can be estimated:
- 1) The corrosion rate as established by accurate data collected by the owner or user on vessels in the same or similar service;
  - 2) If accurate data for the same or similar service are not available, the probable corrosion rate as estimated from the inspector's knowledge and experience on vessels in similar service;
  - 3) If the probable corrosion rate cannot be determined by either of the above mentioned methods, thickness determinations shall be made after approximately 1000 hours of service or one normal run if longer than this; subsequent sets of thickness measurements shall be taken after additional similar intervals until the corrosion rate is determined by this method; the corrosion data indicated by the first inspection may be used as a first approximation of the corrosion rate but shall be excluded from all subsequent computations of the corrosion rate since attack on the initial surfaces may not be indicative of subsequent attack on corroded surfaces;
- 1) R12-Seal-Welding
- 1) R12-1-Seal-Welding--Of Tubes--Tubes may be seal-welded provided the ends of the tubes have sufficient wall thickness to prevent burn-through and the requirements of the appropriate Sections of the ASME Code are satisfied (See Appendix A, Figure 5)
  - 2) R12-2-Seal-Welding of Riveted Joints--Edges of butt straps, plate laps and nozzles or of connections attached by riveting may be restored to original dimensions by welding. Seal-welding of riveted joints, butt straps or rivets shall require the approval of the Authorized Inspection Agency. If seal welding is approved, suggested methods and precautions are shown in Appendix A, Figure

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- m) R13--Re-Ending--or--Piecing--Pipes--and--Tubes--Re-Ending--or--Piecing--Pipes--and--tubes--is--permitted--provided--the--thickness--of--the--remaining--tube--or--pipe--is--not--less--than--90--percent--of--that--required--by--the--applicable--Section--of--the--ASME--Code.
- n) R14-Patches
- 1) R14-1-Flush-Patches--The--weld--around--a--flush--patch--shall--be--a--full--penetration--weld--and--the--accessible--surfaces--shall--be--ground--flush--where--required--by--the--applicable--Section--of--the--ASME--Code. Examples of flush weld patches are shown in Appendix A, Figure 7.
  - 2) R14-2-Tube-Patches--In--some--situations--it--is--necessary--to--weld--a--flush--patch--on--a--tube--such--as--when--replacing--tube--sections--and--accessibility--around--the--complete--circumference--of--the--tube--is--restricted--or--when--it--is--necessary--to--repair--a--small--bulge. This is referred to as a window patch. Suggested methods for window patches are shown in Appendix A, Figure 8.
  - 3) R14-3--Stays--Threaded--stays--may--be--replaced--by--welded--in--stays--provided--that--in--the--judgment--of--the--inspector--the--plate--adjacent--to--the--staybolt--has--not--been--materially--weakened--by--deterioration--or--wasting--away. All requirements of the applicable Section of the ASME Code governing welded in-stays shall be met.
  - 4) R15-Alteration Methods--Alteration methods shall comply with the general requirements of R2 (Section 120.100(b)) of this Part and with the appropriate Section of the ASME Code including any service restrictions.
  - 5) R16-Replacement Brums and Shells--Major replacement pressure parts including drums and shells which are fabricated by welding and for which a Manufacturers Data Report is required by the applicable Code Section shall be fabricated by a manufacturer having an ASME Certificate of Authorization and the appropriate Code Symbol Stamp. The item shall be inspected stamped with the applicable Code Symbol and the word "ASME" and reported on the appropriate Manufacturers Partial Data Report.
  - 6) R17-Repaired Stamping--When a repair or alteration requires removal of that part of a boiler or pressure vessel containing the Code Stamping the inspector shall subject to the approval of the jurisdiction witness the making of a facsimile of the stamping the obliteration of the old stamping and the transfer of the stamping to the new part. When the stamping is on a nameplate the inspector is to witness the transfer of the nameplate to the new part. The Code Symbol is not to be restamped.
  - 7) R18-Rerating--of--a--Boiler--or--Pressure--Vessel--Rerating--a--boiler--or--pressure--vessel--by--increasing--the--maximum--allowable--working--pressure--or--temperature--shall--be--considered--an--alteration--and--may--be--done--only--after--the--following--requirements--have--been--met--to--the--satisfaction--of--the--Authorized--Inspection--Agency:



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- 1) Revised calculations verifying the new service conditions shall be required from the original manufacturer and shall be acceptable to his Authorized Inspection Agency. Where such calculations can not be obtained from this source, they may be prepared by a Professional Engineer and forwarded for review by the Authorized Inspection Agency.
- 2) All alterations shall be established in accordance with the requirements of the Code to which the boiler or pressure vessel was built or by computation using the appropriate formulas in the latest edition of the ASME Code if all essential details are definitely known to comply with the edition of the Code to which the object was built.
- 3) Current inspection records verify that the boiler or pressure vessel is satisfactory for the proposed service conditions.
- 4) The boiler or pressure vessel has been pressure tested, as required for the new service conditions.

## A19 Suggestions

- a) The inspector should be well informed of the natural and neglectful causes of defects and deterioration of boilers and pressure vessels. He should be conscientious and extremely careful in his observations, taking sufficient time to make the examinations thorough in every way, taking no one's statement as final as to conditions not observed by him and, in the event of inability to make thorough inspections, he should note it in his report and not accept the statements of others.
- 2) The inspector shall make a general observation of the conditions of the boiler room and apparatus, as well as of the attendant as a guide in forming an opinion of the general care of the equipment.
- 3) He shall weigh very carefully the condition of any defects in order to determine its relation to or influence upon the safety of the inspected boiler or pressure vessel. He shall question responsible employees as to the history of old boilers or pressure vessels, their peculiarities and behavior, ascertain what, if any, repairs have been made and, if any, their character, and he shall investigate and determine whether they were made properly and safely.

- a) Introduction. This Subpart covers rules for repairs and alterations to boilers and pressure vessels by welding. Where applicable rules for a repair or alteration are not given, it is intended that, subject to approval of the Inspector, details of design and construction, insofar as practicable, will be consistent with the rules of the ASME Code or the rules for repairs contained in the National Board Inspection Code or the Code to which the item was originally constructed.

- b) General Requirements for Repairs and Alterations. The requirements of this Subpart apply to all repairs and alterations to boiler and pressure vessel pressure retaining parts, except that an owner-user of pressure vessels qualified in accordance with Section 15 of the Act

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(Ill. Rev. Stat. 1989, ch. 111 1/2, par. 3216) shall have the option of using the provisions of API-510 for the inspection, repair, alteration, or retreating of pressure vessels. Organizations in possession of an ASME Certificate of Authorization or a National Board "R" Stamp need not meet the requirements of Sections 120.1010, 120.1020, 120.1030 or 120.1040.

- c) All boilers and pressure vessels covered by the Act and repaired after July 1, 1992, must be repaired by one of the following:
- 1) By an organization in possession of a valid ASME "H", "S" or "U" Certificate of Authorization.
  - 2) By an organization in possession of a valid "R" Certificate of Authorization issued by the National Board of Boiler and Pressure Vessel Inspectors.
  - 3) An organization authorized by the Division of Boiler and Pressure Vessel Safety pursuant to this Subpart.
- d) All boilers and pressure vessels covered by the Act altered after July 1, 1992, shall be performed in accordance with Section 120.1041(b).

(Source: Amended at 16 Ill. Reg. 6808, effective July 1, 1992)

## Section 120.1010 Authorization to Repair Boilers and Pressure Vessels

Realizing the importance of the proper repair of boilers and pressure vessels, the Board of Boiler and Pressure Vessel Rules authorized the development of procedures and rules for the issuance and use of the Certificate of Authorization for repair for those organizations requesting authorization to repair boilers and pressure vessels under Section 120.1000(c)(3). The Division shall review the repair organization's Quality Control Manual and shall require a demonstration of the repair organization's Quality Control System as described in this Subpart.

(Source: Added at 16 Ill. Reg. 6808, effective July 1, 1992)

## Section 120.1020 Issuance and Renewal of the Certificate

Authorization to repair boilers and unfired pressure vessels will be granted by the Division of Boiler and Pressure Vessel Safety, Office of the State Fire Marshal, pursuant to the provisions of the following administrative procedures and rules:

- a) A Certificate of Authorization will be issued for a period of three years. The certificate shall indicate authorization to repair either boilers or pressure vessels or both, as covered by the repair organization's Quality Control Manual. The Certificate will be signed by the Chief Inspector.
- b) The applicant shall apply to the Division for renewal of authorization and reissuance of the Certificate at least six (6) months prior to the date of expiration.

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- c) Before issuance or renewal of the Certificate of Authorization, the repair organization shall demonstrate its Quality Control System to a representative of the Division.
- d) It is the responsibility of the repair organization to make arrangements for this review. Certificates cannot be issued nor renewed until the Division has completed this review.

(Source: Added at 16 Ill. Reg. 6808, effective July 1, 1992.)

Section 120.1030 Changes to Certificates of Authorization

When an organization authorized by the Division to repair boilers and pressure vessels changes location and/or ownership or name, the Office of the State Fire Marshal, Division of Boiler and Pressure Vessel Safety shall be notified. When a repair organization changes location, name or ownership, a review of its Quality Control System shall be required.

(Source: Added at 16 Ill. Reg. 6808, effective July 1, 1992.)

Section 120.1040 Quality Control RequirementsQuality Control Systema) General

- 1) Before issuance or renewal of a Certificate of Authorization, the repair organization must meet all requirements including an acceptable Quality Control System, outlined in a written Quality Control System Manual, which shall include material control, fabrication, welding, nondestructive examination, testing and inspection.
- 2) The Quality Control System Manual shall also include provisions for making revisions, posting and dating changes in the program enabling the System to be kept current as required.
- 3) The description of and information relating to the System may be brief or voluminous, depending upon the circumstances.
- 4) In general, the Quality Control System Manual shall describe and explain what documents and procedures the repair firm will use to validate a repair.
- 5) A review of the repair organization's Quality Control System and Manual will be performed by a representative of the Division. The review will include a demonstration of the implementation of the provisions of the repair organization's Quality Control System.
- 6) Each repair organization to which a certificate is issued shall maintain thereafter an up-to-date copy of its accepted Quality Control System Manual and keep a current copy on file with the Division. Revisions to the Manual shall not be implemented until such revisions are accepted by the Division.

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- b) The following sets the minimum requirements for a Quality Control System for repairs of boilers and pressure vessels. The Systems are intended for use by manufacturers, repair organizations and users. Each repair organization shall develop its own Quality Control System which is designed to meet the requirements of the organization. Requirements for the individual Quality Control Systems include:
- 1) Title Page - The title page shall include the name and address of the repair organization to which the Certificate of Authorization is to be issued. It shall also list the Sections of the ASME Code to which the repairs apply.
  - 2) Revision Log - A revision log is required to assure control over revisions in the Quality Control System Manual. The log shall contain sufficient space for date, description and section of revision, repair organization approval and Division acceptance.
  - 3) Contents Page - The contents page shall list and reference, by paragraph and page number, the subjects and exhibits contained within the System.
  - 4) Statement of Authority and Responsibility - A statement of authority and responsibility shall appear on organization letterhead, dated and signed by an officer of the organization:
    - A) Directing that disagreements in the implementation of the written Quality Control System shall be referred to a higher authority in the organization for resolution; and
    - B) Listing the title of the individual authorized to approve revisions to the written Quality Control Manual and the method by which such revisions are to be submitted to the Division for acceptance before implementation.
  - 5) Organizational Chart - The organizational chart shall include all departments or divisions within the repair organization that perform functions affecting the quality of the repair and show the relationship.
  - 6) Scope of Work - The scope of work section shall clearly indicate the scope and type of repairs the organization is capable of and intends to perform. The scope can be limited by engineering, machine tools, welding processes, heat treatment facilities, testing facilities, nondestructive examination (NDE) techniques or unqualified personnel.
  - 7) Drawings and Specification Control - The drawings and specification control system shall provide procedures assuring that the latest applicable drawings, specifications and instructions required are used for repair, inspection and testing.
  - 8) Material Control - The material control section shall describe procurement of material with request for mill test certification as required. It shall describe receiving, storage and issuance, as well as the following:
    - A) The title of the individual responsible for the procurement of all material.
    - B) The title of the individual responsible for certification



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and other records as required.

- C) Procedures for checking all incoming material and parts for conformance with the purchase order and, where applicable, the material specifications or drawings. The material section shall indicate how the material or part is identified and how identity is maintained by the Quality Control System.

- 9) Repair and Inspection Program - The repair and inspection program section shall include reference to a document (such as a report, traveler or checklist) which outlines the specific repair and inspection procedures used in the repair. The document shall be retained for a period of at least five (5) years. The document shall include the material check and a description of items such as the welding procedure specifications (WPS), fit-ups, NDE technique, heat treatment, and hydrostatic/pneumatic pressure test methods to be used. There shall be a space for "sign-offs" at each operation to verify that each step has been properly performed.

- 10) Welding, NDE and Heat Treatment. The Quality Control Manual shall indicate the title of the person(s) responsible for the development and approval of the welding procedure, specifications, and their qualifications as well as the qualifications of welders and welding operators. Welding procedure, specifications, welders and welding operators shall be qualified under the requirements specified in the ASME Boiler and Pressure Vessel Code, Section IX. Similarly, NDE and heat treatment techniques must be described in the Quality Control System Manual. When outside services are used, the contracted service provider shall perform in accordance with the Quality Control System Manual and shall meet the requirements of the applicable section of the ASME Code.

- 11) Calibration of Measurement and Test Gauges - The calibration of measurement and test gauges system shall include the periodic (indicate time schedule) calibration of measuring instruments and pressure gauges.

- A) Pressure gauges are to be checked periodically by the person authorized (indicate title). The method of gauge testing is to be indicated and results recorded.

- B) Periodically, all master instruments shall be calibrated. Preferably but not necessarily, to measuring equipment that is traceable to the National Bureau of Standards.

- 12) Controlled Copy - An up-to-date copy of the written Quality Control Manual shall be submitted to the Division for review and acceptance. Revisions shall also be submitted for acceptance prior to being implemented.

- 13) Sample Forms - Forms used in the Quality Control System shall be included in the Manual with a written description. Forms exhibited shall be marked "SAMPLE" and completed in a manner typical of actual repair procedures.

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- 14) Individuality Important - It is extremely important that the Quality Control System and Manual be tailored to the operations of the individual repair organization while meeting the requirements of this Subpart.

(Source: Added at 16 Ill. Reg. 6808, effective July 1, 1992)

## Section 120.1041 Repair and Alteration Requirements

- a) Repairs. No repair to a boiler or pressure vessel shall be initiated without the authorization of the Inspector who shall be satisfied that the welding procedures and welders are qualified and that the repair methods are acceptable. The Inspector may give prior approval for repairs of a routine nature provided the Inspector has been assured that the repairs are described in Appendix A(c). In every case, however, the Inspector shall be advised of each repair under such prior agreement.

- b) Alterations. Except as permitted for owner/users in Section 120.1000(b), alterations to boilers and pressure vessels shall be performed by an organization in possession of a valid ASME Certificate of Authorization to use the appropriate Code Symbol Stamp or a National Board "N" Certificate of Authorization, provided the alterations are within the scope of such authorization. No alteration to a boiler or pressure vessel shall be initiated without the authorization of the Inspector who shall be satisfied that the alteration methods and calculations are acceptable. If the Inspector considers it necessary, the Inspector shall make an inspection of the object before granting such authorization.

- c) Acceptance of Repairs and Alterations. Provided that repairs or alterations are acceptable to the Authorized Inspection Agency responsible for the boiler or pressure vessel, acceptance of repairs and alterations may be made by an Inspector employed by any of the following:

- 1) Illinois Division of Boiler and Pressure Vessel Safety.  
2) The Inspection Agency of record of the organization making the repair or alteration.

- 3) The Authorized Inspection Agency, provided the work was not performed by the Agency employing the Inspector, except as provided in Section 120.1041(e) of this Part.

- d) Acceptance Inspection. It shall be the responsibility of the organization making the repair or alteration to coordinate the acceptance inspection of the repair or alteration. Except for repairs of a routine nature, a completed record of welding repairs shall be submitted to the Division (Appendix B). An acceptable alternative to Appendix B is the National Board R-1 Form.

- e) Owner/User Acceptance Inspection of Repairs. An Owner/User Inspector may perform acceptance inspections of repairs to boilers and pressure vessels when such repairs have been performed by the Inspector's

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employer, provided the repair organization and inspection procedures have the Division's specific approval. Such acceptance inspection procedures shall be subject to the concurrence of the Authorized Inspection Agency responsible for the boiler or pressure vessel.

- f) Replacement Pressure Parts. In general, replacement parts may be classified as follows:

- 1) Replacement parts subject to internal or external pressure that consist of materials which may be formed or assembled to the required shape by bending, forging or other forming methods, but on which no shop fabrication welding is performed may be supplied as material. Material and part identification shall be supplied in the form of bills of material and drawings with ASME Code compliance.
- 2) Replacement parts subject to internal or external pressure that are preassembled by welding, but on which shop inspection is not required by the ASME Code, shall have the welding performed in accordance with Section IX and other applicable Sections of the ASME Code. The replacement part assembly identification shall be supplied in the form of bills of material and drawings. The supplier or manufacturer shall certify that the material, design and fabrication are in accordance with the applicable Section of the ASME Code.

- 3) Replacement parts subject to internal or external pressure fabricated by welding which require shop inspection by an Authorized Inspector shall be fabricated by a manufacturer having an ASME Certificate of Authorization and the appropriate Code Symbol Stamp. A complete Manufacturer's Partial Data Report shall be supplied by the manufacturer.

g) Pressure Tests

- 1) Repairs. The Inspector may require a pressure test after the completion of a repair to a boiler or pressure vessel when in the Inspector's judgment one should be conducted.

- 2) Alterations. A pressure test in accordance with the National Board Inspection Code 1989 Edition as revised August 1989 shall be applied to the boiler or pressure vessel on the completion of an alteration.

- h) Repair Methods. Repair methods in this Section shall be used in conjunction with the general requirements in Section 120.1000(b) of this Part.

i) Defect Repairs

- 1) General. A repair of a defect, such as a crack in a welded joint or base material, shall not be made until the defect has been removed. A suitable nondestructive method shall be used to assure its complete removal. If the defect penetrates the full thickness of the material, the repair shall be made with a complete penetration weld such as double butt weld or a single butt weld with or without backing. Before repairing a cracked area, care should be taken to investigate its cause and to determine its extent. Where circumstances indicate that the

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crack is likely to recur, consideration should be given to removing the cracked area and installing a patch.

- 2) Unstayed Boiler Furnace Cracks. Cracks at the knuckle or at the turn of the flange of the furnace opening require immediate replacement of the affected area or specific approval of repairs by the Authorized Inspection Agency. (See Appendix A, Figure 1)
- 3) Rivet or Staybolt Hole Cracks. Cracks radiating from rivet or staybolt holes may be repaired if the plate is not seriously damaged. If the plate is seriously damaged, it shall be replaced. For suggested methods of repair, see Appendix A, Figure 2.
- 4) Minor Defects. Minor cracks, isolated pits, and small plate imperfections should be examined to determine the extent of the defect and whether welding is required. When welding is required, these defects shall be prepared for welding by removing to solid metal. Liquid penetrant or magnetic particle examination may be used before or after welding.
- 5) Defective Bolting. Defective bolting material shall not be repaired but shall be replaced with suitable material which meets the specifications of the applicable Section of the ASME Code.

1) Wasted Areas

- 1) Shells, Drums, Headers. Wasted areas in stayed and unstayed shells, drums and headers may be built up by welding provided that in the judgment of the Inspector the strength of the structure will not be impaired. Where extensive weld build-up is employed, the Inspector may require an appropriate method of NDE (nondestructive examination) for the complete surface of the repair. For suggested methods of building up wasted areas by welding, see Appendix A, Figure 3. For repairs of minor defects see Section 120.1041(i)(4) of this Part.

- 2) Access Openings. Wasted areas around access openings may be built up by welding or they may be repaired as described in Appendix A, Figure 4. In boilers, the area to be so repaired shall not be closer than 2 inches (50.8mm) from any knuckle.

- 3) Flanges. Wasted flange faces may be cleaned thoroughly and built up with weld metal. They should be machined in place if possible to a thickness not less than that of the original flange or that required by calculations in accordance with the provisions of the applicable Section of the ASME Code. Wasted flanges may also be remachined in place without building up with weld metal provided the metal removed in the process does not reduce the thickness of the flange to a measurement below that calculated above. Flanges which leak because of warpage or distortion and which cannot be remachined shall be replaced with new flanges which have at least the dimensions conforming to the applicable Section of the ASME Code.

- 4) Tubes. Wasted areas on tubes may be repaired by welding provided that in the judgment of the Inspector the strength of the tube has not been impaired.



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- 5) Corrosion, Grooving.
- A) Localized corrosion that produced a groove, especially along or immediately adjacent to a joint, could be more serious than a similar amount of corrosion on solid plate away from the joints. Grooving and cracks along longitudinal joints are especially significant as they are likely to occur where the material is more highly stressed. Severe corrosion is likely to occur at points where the circulation of the corrosive fluid is poor; such places shall be examined most carefully.
- B) For the purposes of estimating the effect of corrosion or other defects upon the strength of a shell, comparison shall be made with the efficiency of the longitudinal joint of the small boiler or pressure vessel, the strength of which is always less than that of the solid sheet.
- C) All flanging shall be inspected thoroughly, particularly the flanges of heads that are not stayed. Internal grooving in the fillets of such heads and external grooving in the outer surfaces of heads concave to pressure are very common since there is a slight movement in heads of this character which produces this kind of defect. Some types of boilers or pressure vessels have the OG or reversed-flange construction in a few of their parts that may be inaccessible to the eye, but the conditions shall be determined by the insertion of a boreoscope, fiber optics or a mirror which, at a proper angle, will reflect back to the eye the condition of such a part.
- D) On new vessels and on vessels for which service conditions are being changed, one of the following methods shall be employed to determine the probable rate of corrosion from which the remaining wall thickness at the time of the next inspection can be estimated.
- i) The corrosion rate as established by accurate data collected by the owner or user on vessels in the same or similar service.
  - ii) If accurate data for the same or similar service are not available, the probable corrosion rate as estimated from the Inspector's knowledge and experience on vessels in similar service.
  - iii) If the probable corrosion rate cannot be determined by either of the above mentioned methods, thickness determinations shall be made after approximately 1000 hours of service, or one normal run if longer than this; subsequent sets of thickness measurements shall be taken after additional similar intervals until the corrosion rate is determined by this method; the corrosion data indicated by the first inspection may be used as a first approximation of the corrosion rate but shall be excluded from all subsequent computations

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of the corrosion rate, since attack on the initial surfaces may not be indicative of subsequent attack on corroded surfaces.

- k) Seal Welding
- 1) Seal Welding of Tubes. Tubes may be seal welded provided the ends of the tubes have sufficient wall thickness to prevent burn through and the requirements of the appropriate Sections of the ASME Code are satisfied. (See Appendix A, Figure 5)
  - 2) Seal Welding of Riveted Joints. Edges of butt straps, plate laps and nozzles, or of connections attached by riveting may be restored to original dimensions by welding. Seal welding of riveted joints, butt straps or rivets shall require the approval of the Authorized Inspection Agency. If seal welding is approved, suggested methods and precautions are shown in Appendix A, Figure 6.
  - l) Re-Ending or Piecing Pipes and Tubes. Re-ending or piecing pipes and tubes is permitted provided the thickness of the remaining tube or pipe is not less than 90 percent of that required by the applicable Section of the ASME Code.
  - m) Patches
    - 1) Flush Patches. The weld around a flush patch shall be a full penetration weld and the accessible surfaces shall be ground flush where required by the applicable Section of the ASME Code. Examples of flush weld patches are shown in Appendix A, Figure 7. Flush welded patches shall be subjected to an appropriate nondestructive examination which shall be consistent with the original construction requirements.
    - 2) Tube Patches. In some situations it is necessary to weld a flush patch on a tube, such as when replacing tube sections and accessibility around the complete circumference of the tube is restricted or when it is necessary to repair a small bulge. This is referred to as a window patch. Suggested methods for window patches are shown in Appendix A, Figure 8.
    - 3) Stays. Threaded stays may be replaced by welded-in stays provided that, in the judgment of the Inspector, the plate adjacent to the staybolt has not been materially weakened by deterioration or wasting away. All requirements of the applicable Section of the ASME Code governing welded-in stays shall be met.
  - n) Alteration Methods. Alteration methods shall comply with the general requirements of Section 170.1000(b) of this Part and with the appropriate Section of the ASME Code including any service restrictions.
  - o) Replacement Drums and Shells. Major replacement pressure parts, including drums and shells, which are fabricated by welding and for which a Manufacturer's Data Report is required by the applicable Code Section shall be fabricated by a manufacturer having an ASME Certificate of Authorization and the appropriate Code Symbol Stamp. The item shall be inspected, stamped with the applicable Code Symbol

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and the word "PART", and reported on the appropriate Manufacturer's Partial Data Report.

p) Replaced Stamping. When a repair or alteration requires removal of that part of a boiler or pressure vessel containing the Code Stamping, the Inspector shall, subject to the approval of the jurisdiction, witness the making of a facsimile of stamping, the obliteration of the old stamping and the transfer of the stamping to the new part. When the stamping is on a nameplate, the Inspector is to witness the transfer of the nameplate to the new part. The Code Symbol is not to be restamped.

q) Retating of a Boiler or Pressure Vessel. Retating of a boiler or pressure vessel by increasing the maximum allowable working pressure (internal or external) or temperature, or decreasing the minimum temperature such that additional mechanical tests are required, shall be considered an alteration and shall be done only after the following requirements have been met to the satisfaction of the Authorized Inspection Agency.

1) Revised calculations verifying the new service conditions shall be required from the original manufacturer for review and acceptance by the Authorized Inspection Agency. When such calculations cannot be obtained from this source, they may be prepared by a Professional Engineer and forwarded for review and acceptance by the Authorized Inspection Agency.

2) All retatings shall be established in accordance with the requirements of the Code to which the boiler or pressure vessel was built or by computation using the appropriate formulas in the latest edition of the ASME Code if all essential details are definitely known to comply with the edition of the Code to which the object was built.

3) Current inspection records verify that the boiler or pressure vessel is satisfactory for the proposed service conditions.

4) The boiler or pressure vessel has been pressure tested for the rerated condition as required by Section 120.1041(g)(2).

r) Suggestions

1) The Inspector should be well informed of the natural and neglectful causes of defects and deterioration of boilers and pressure vessels. The Inspector should be conscientious and extremely careful in observing, taking sufficient time to make the examinations thorough in every way, taking no one's statement as final as to conditions not personally observed, and, in the event of inability to make thorough inspections, the Inspector should note it in the report and not accept the statements of others.

2) The Inspector shall make a general observation of the conditions of the boiler room and apparatus, as well as of the attendants, as a guide in forming an opinion of the general care of the equipment.

3) The Inspector shall weigh very carefully the condition of any defects in order to determine their relation to, or influence

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upon, the safety of the inspected boiler or pressure vessel. The Inspector shall question responsible employees as to the history of old boilers or pressure vessels, their peculiarities and behavior; ascertain what, if any, repairs have been made; ascertain the character of repairs; and investigate and determine whether repairs were made properly and safely.

(Source: Added at 16 Ill. Reg. 6808, effective July 1, 1992)

## SUBPART E: STATE SPECIALS

## Section 120.1100 Procedure for the Issuance of State's Special Permits

a) The Board of Boiler and Pressure Vessel Safety may issue special permits for boilers and pressure vessels which for some reason cannot be constructed in accordance with an applicable ASME Code.

b) Individuals, corporations, partnerships, joint ventures, and other entities may request of the Board, at least one month prior to the next meeting of the Board, a permit for the installation of an object not constructed in accordance with the applicable ASME Code, which the Board has adopted as a construction standard for the State of Illinois.

c) The Board may grant a special installation permit to the applicant upon consideration of the following items of information required to be submitted by the applicant:

- 1) The manufacturer shall provide full details of design and construction showing equivalency to the ASME Code.
- 2) The applicant shall provide data relating to the physical and chemical properties of all materials used in construction.
- 3) All calculations must be presented showing in detail of how the maximum allowable working pressure was derived.
- 4) An authentic test record must be provided on all Non-code materials used in construction.
- 5) Other material as the Board or the persons requesting a permit deem necessary.

d) The Board shall use the following criteria in issuance or refusal to issue the permit.

- 1) No object, or portion of an object, will be issued a special permit if the object can be constructed in accordance with an existing applicable ASME Code.
- 2) The applicant must specify the reasons the object cannot be manufactured, constructed, and/or inspected in accordance with the applicable ASME Code.
- 3) The data submitted must prove that the design of the object and the material used would not pose an undue hazard to life or property if operated at the pressure and temperature approved by the Board.
- 4) All portions of the object which can be manufactured to ASME



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specifications must be manufactured to those specifications and substantial proof must be provided by the manufacturer.

- e) The Board may by regulation issue special installation permits to a class of objects meeting the above criteria when it deems that the public interest would be best served by application of the class of objects rather than individual case-by-case determination.
- f) The Board may, as a condition to issuance of a special permit, require the installation of safety features or prescribed operating procedures for objects to be issued a special permit. The Board will use relevant safety data in determining the installation of safety features or operating features.
- g) A special installation permit shall be revoked or suspended if the object is not constructed in accordance with the approved specifications for construction or the operating procedures prescribed by the Board under (d) and (f) above.

(Source: Amended at 16 Ill. Reg. 6808, effective July 1, 1992)

SUBPART BE: REPAIR OF SAFETY AND SAFETY RELIEF VALVES

Section 120.1200 Repair of Safety and Safety Relief Valves

All National Board capacity certified ASME Code Section I, "V" stamped and Section VIII, "UV" stamped safety and safety relief valves that are repaired after January 1, 1987, must be repaired by one of the following:

- a) The manufacturer of the valve who is in possession of a valid ASME "V" or "UV" Certificate of Authorization.
- b) By an organization in possession of a valid "VR" Certificate of Authorization issued by the National Board of Boiler and Pressure Vessel Inspectors.
- c) An organization authorized by the Division of Boiler and Pressure Vessel Safety to repair safety and safety relief valves pursuant to this Subpart.

(Source: Amended at 16 Ill. Reg. 6808, effective July 1, 1992)

SUBPART EG: OWNER-USER QUALITY CONTROL REQUIREMENTS

Section 120.1280 Performance Testing of Repaired Valves

Repaired valves shall meet the performance criteria equivalent to the standard for new valves.

- a) Valves marked for steam service or having special internal parts for steam service shall be tested on steam. Valves marked for general service may be tested with air or gas. Each valve shall be tested to demonstrate set pressure, response to blowdown, if required, and set tightness in accordance with the requirements of the applicable

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Sections of the ASME Code.

- b) When valves are repaired by the owner for the owner's own use and not for resale, valves for steam service may be tested on air or nitrogen for set pressure and, if possible, blowdown adjustment, provided manufacturer's corrections for differential in set pressure between steam and testing medium are applied to the set pressure.
- c) A hydraulic or pneumatic device may be used to apply an auxiliary lifting load on the spring of a repaired valve which has been installed on a boiler to establish the set pressure of the valve in lieu of the tests required in subsection (a) and (b) above, provided calibrated testing equipment and testing procedures are followed. In such cases, the manufacturer's recommendations shall be used to establish blowdown.

(Source: Amended at 16 Ill. Reg. 6808, effective July 1, 1992)

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## Section 120.APPENDIX B Record of Welded Repair

OFFICE OF THE STATE FIRE MARSHAL  
DIVISION OF BOILER & PRESSURE VESSEL SAFETY  
1035 STEVENSON DRIVE  
SPRINGFIELD, IL 62703-4259  
217/782-2696

## RECORD OF WELDED REPAIR

1. Work done by:	(name & address of repair organization)		
2. Owner:			
3. Location of installation:	(name and address)		
4. Manufacturer:			
5. Identifying nos.:	(Mfr's Serial No.)	(National Board No.)	
	(Illinois Identification No.)	(Year Built)	
6. Description of work:	(use back, separate sheet, or sketch if necessary)		
7. REPAIR ORGANIZATION	DATE	AUTHORIZED INSPECTOR	DATE
(Source: Added at 16 Ill. Reg. 6808, effective July 1, 1992)			
	Pressure test, if applied _____ psi		

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- 1) The heading of the Part: Hazardous Materials Emergency Response Reimbursement Standards.
- 2) Code Citation: 41 Ill. Adm. Code 270.
- 3) Section Numbers: 270.10  
270.20  
270.30  
270.40  
270.50  
270.60  
270.70  
270.80  
Adopted Action: New Section  
New Section  
New Section  
New Section  
New Section  
New Section  
New Section  
New Section
- 4) Statutory Authority: Implementing and authorized by the Hazardous Materials Emergency Response Reimbursement Act (Ill. Rev. Stat., 1989, ch. 127 1/2 Par 1005). Statutory language is in italics.
- 5) Effective Date of Amendments: April 13, 1992.
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? No.
- 8) Date filed in the Agency's principal office: March 30, 1992.
- 9) Notice of Proposal published in the Illinois Register? October 18, 1991, 15 Ill. Reg. 14845.
- 10) Has ICAR issued a statement of objection to these rules? No.
- 11) Differences between proposal and final version? The following changes were made:  
  
Modified Section 270.20(a) to state: "The Emergency Response Agency must attempt to contact the Responsible Party in writing for reimbursement prior to applying for reimbursement from the Fund."  
  
Deleted old Section 270.30(f) and add a new subsection (f) with the statutory language at Section 5(a)(5) of the Act in italicized type to state:  
  
"The response was made to an incident involving Hazardous Materials facilities such as rolling stock which are not in a terminal and which are not included on the property tax roles for the jurisdiction where the incident occurred."  
  
Clarified the first sentence in Section 270.80(a) to state: "The Panel shall convene at quarterly intervals and, at the discretion of the Chairman, more often."



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Included a new subsection (c) in Section 270.20 to state: "For incidents after July 1, 1992, application for reimbursement will not be processed if received more than 90 days after the incident."

Modified the Authority note to implement the Act and be authorized by Section 5; to italicize Section 270.20 definitions of "Emergency Action" and "Emergency Response Agency" and to italicize parts of definitions (i.e., all but the last sentence in "Responsible Party" and all of "Annual Budget" except the phrase "...but not limited to,").

12) Have all the changes agreed upon by the Agency and ICAR been made as indicated in the agreement letter issued by ICAR? Yes.

13) Will this Amendment replace an Emergency Amendment currently in effect? No.

14) Are there any other amendments pending on this Part? No.

15) Summary and purpose of Amendment: These rules implement a reimbursement program for local response agencies that have incurred large expenses to respond to hazardous materials incidents involving rolling stock.

16) Information and questions regarding this adopted amendment shall be directed for

Ms. Kim Brittin  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield, Illinois 62703-4259  
(217) 524-4873

The full text of the Adopted Amendment begins on the next page

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TITLE 41: FIRE PROTECTION  
CHAPTER 1: STATE FIRE MARSHAL

## PART 270

## HAZARDOUS MATERIALS EMERGENCY RESPONSE REIMBURSEMENT STANDARDS

## Section

270.10 Definitions

270.20 Application for Reimbursement

270.30 Eligible Costs for Reimbursement

270.40 Local Budgets

270.50 Review Process

270.60 Reimbursement to the Emergency Response Agency by Other Sources

270.70 Reimbursement to the Fund by Other Sources

270.80 Panel

AUTHORITY: Implementing the Hazardous Materials Emergency Response Reimbursement Act (Ill. Rev. Stat. 1989, ch. 127 1/2, par. 1001 et seq.) and authorized by Section 5 of the Act (Ill. Rev. Stat. 1989, ch. 127 1/2, par. 1005).

SOURCE: Adopted at 16 Ill. Reg. 6842, effective April 13, 1992.

## Section 270.10 Definitions

"Act." Act means the Hazardous Materials Emergency Response Reimbursement Act, Ill. Rev. Stat. 1989, ch. 127 1/2, par. 1001 et seq.

"Annual Budget." The cost to operate an Emergency Response Agency, excluding personnel costs (including, but not limited to, salary, benefits, and training expenses) and costs to acquire capital equipment (including, but not limited to, buildings, vehicles, and other such major capital cost items).

"Emergency Action." Any action taken at or near the scene of a Hazardous Materials incident to prevent or minimize harm to human health, to property, or to the environment from the release or threatened release of Hazardous Materials.

"Emergency Response Agency." A unit of local government, or volunteer fire protection organization, that provides or procures firefighting services, emergency rescue services, emergency medical services, Hazardous Materials response teams, or civil defense.

"Expended Materials." Expended Materials includes those replacement items, materials, or supplies that have been utilized, damaged, or destroyed (such as foam, absorbents, protective clothing, hoses, or

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other goods) in the mitigation of a Hazardous Materials incident.

*"Hazardous Materials."* A substance or material in a quantity and form determined by the United States Department of Transportation to be capable of posing an unreasonable risk to health and safety or property when transported in commerce. These materials are listed in 49 CFR 171 and 172 (1991); no later additions or amendments are included.

*"Panel."* The Panel appointed by the State Fire Marshal or his designee (who shall serve as Chairman) that is responsible for reviewing Applications for Reimbursement from the Fund.

*"Person."* Person means an individual, a corporation, a partnership, an unincorporated association, or any unit of federal, state, or local government.

*"Responsible Party."* A Person who owns or has custody of Hazardous Materials involved in an incident requiring Emergency Action by an Emergency Response Agency; a Person who owns or has custody of bulk or non-bulk packaging or a transport vehicle that contains Hazardous Materials involved in an emergency response incident; or a Person who causes or substantially contributes to the cause of an Emergency Action. This term includes the plural.

*"Office."* Office of the State Fire Marshal.

## Section 270.20 Application for Reimbursement

An Emergency Response Agency requesting reimbursement shall meet the following criteria:

- a) The Emergency Response Agency must attempt to contact the Responsible Party in writing for reimbursement prior to applying for reimbursement from the Fund.
- b) If, after 14 days from the date the notification was mailed to the Responsible Party, the Emergency Response Agency has not been reimbursed by the Responsible Party, or the Responsible Party is not expeditiously cooperating or providing a reasonable effort to reimburse an Emergency Response Agency, or if no Responsible Party can be identified, the Emergency Response Agency may submit the following information to the Office:
  - 1) The Application for Reimbursement Form prescribed by the Office.
    - A) More than one Application for Reimbursement may be filed per incident for different costs but reimbursement is limited to the amount specified in Section 270.30(e).
    - B) Reimbursement costs for separate incidents may not be filed on the same form.
  - 2) No later than 90 days after the date of the incident, the Application for Reimbursement form and documentation required in

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these rules and regulations shall be submitted to the Office at 1035 Stevenson Drive, Springfield, Illinois 62703-4259. Applications for Reimbursement which have been filed in a timely manner may be amended at the discretion of the Panel.

- c) For incidents after July 1, 1992, applications for reimbursement will not be processed if received more than 90 days after the incident.

## Section 270.30 Eligible Costs for Reimbursement

Eligible costs for reimbursement are subject to the following limitations:

- a) Replacement of Expended Materials, including, but not limited to:
  - 1) Specialized firefighting foam, absorbents.
  - 2) Damaged hoses, protective clothing, or other damaged equipment.
  - 3) Or other reasonable and necessary equipment and/or supplies that have been used, expended, contracted for, damaged, or chemically contaminated, and includes disposal or costs for equipment, supplies, or materials.
- b) Repair or decontamination of equipment.
- c) The cost of the incident to the Emergency Response Agency must exceed 5 percent of the Emergency Response Agency's Annual Budget.
- d) A minimum of \$500 must have been expended.
- e) A maximum of \$10,000 may be reimbursed per incident.
- f) The response was made to an incident involving Hazardous Materials facilities such as rolling stock which are not in a terminal and which are not included on the property tax roles for the jurisdiction where the incident occurred.

## Section 270.40 Local Budgets

- a) The amount of reimbursed cost of supplies must exceed 5 percent of the Emergency Response Agency's Annual Budget for the fiscal year in which the incident occurred or commenced.
- b) It is recognized that a single equipment purchase in a given year may not accurately portray a typical annual commodity or equipment line. The Emergency Response Agency may elect to use the average of the current year and two previous years' budgets.
- c) The chief fiscal officer of the Emergency Response Agency shall attest to the budgetary information provided. A certified copy of the tax levy and appropriation ordinance, audits, or similar documentation filed with a governmental agency should be submitted.

## Section 270.50 Review Process

The procedure to reimburse Emergency Action costs:

- a) Upon receipt of Application for Reimbursement, the Office shall begin a preliminary review of the application and documentation within five working days. If deficiencies are found, the Office shall contact the applicant to resolve the problem.
- b) If no deficiencies exist or the Emergency Response Agency does not



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submit additional information, the Office shall forward the Application for Reimbursement to the Chairman for review.

- c) The Chairman, or his designee, shall send a copy of the Application for Reimbursement to the Panel members and arrange a conference call within ten working days to discuss each Application for Reimbursement and vote to approve or disapprove the request to expedite processing. A quorum of members must exist.

- 1) A meeting may be called upon the request of two or more members.
- 2) If approved, the Office shall process reimbursement to the Emergency Response Agency from the Fund.
- 3) If an Emergency Response Agency disagrees with the decision, it may request a hearing before the Panel within 30 days after the decision. The Panel shall give the approved Agency notice of the date and time of the hearing at least ten days in advance. The hearing shall be governed by the Illinois Administrative Procedure Act.
- 4) Any reimbursement amount not in dispute will be processed by the Office for payment.
- d) If Applications for Reimbursement are received within 30 calendar days before a scheduled Panel meeting, Application for Reimbursement may be held for formal action at the scheduled meeting.

## Section 270.60 Reimbursement to the Emergency Response Agency by Other Sources

In the event the Emergency Response Agency receives payment from any Responsible Party or the federal government for all or part of any reimbursement, the Emergency Response Agency shall repay the Fund for the amount of such payment or the amount paid by the Fund.

- a) Such repayment shall be made by check or money order, made payable to the "Hazardous Materials Emergency Response Reimbursement Fund."
- b) Repayment shall be made within 30 days after the date the payment from the other source was received.
- c) If the local Emergency Response Agency receives payment from the Responsible Party while the Application for Reimbursement is being processed by the Office, the Emergency Response Agency shall immediately notify the Chairman.
- d) If the Emergency Response Agency is reimbursed by the Responsible Party for a part of the mitigation costs during the time in which the Office is processing an application, the Emergency Response Agency shall immediately notify the Chairman.

## Section 270.70 Reimbursement to the Fund by Other Sources

- a). In the event reimbursement is to be made to the Office:
  - 1) Payment shall be made by check or money order payable to the "Hazardous Materials Emergency Response Reimbursement Fund."
  - 2) Payment may be made directly by the Responsible Party.
- b) A voluntary contribution to the Fund, or directly to an Emergency Response Agency, does not constitute an admission of responsibility

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relative to this Act, or to any other state or federal laws or regulations.

- c) If no party to the incident provides reimbursement to the Emergency Response Agency or to the Fund, the State Fire Marshal may request the Attorney General to initiate a civil action to recover costs.

## Section 270.80 Panel

- a) The Panel shall convene at quarterly intervals and, at the discretion of the Chairman, more often. The Chairman shall notify all Panel members of the meeting date, time, and location by U.S. Mail.
- b) The Panel shall be responsible for:
  - 1) Reviewing Applications for Reimbursement from the Fund to determine whether they were reasonable or necessary expenses.
  - 2) Reviewing, on a per incident basis, whether the Emergency Response Agency has made a reasonable effort to receive expended cost from responsible parties.
- c) Each Application for Reimbursement shall be examined on a case-by-case basis.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: MEDICAL PAYMENT
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Numbers:    Adopted Action:  
140.512                    Amendment  
140.513                    Repealed
- 4) Statutory Authority: Sections 5-5.1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.1 et seq. and 12-13)
- 5) Effective Date of Adopted Amendments:    April 7, 1992
- 6) Does this rulemaking contain an automatic repeal date?    No
- 7) Do these Adopted Amendments contain incorporations by reference?    No
- 8) Date Filed in Agency's Principal Office:    April 1, 1992
- 9) Notices of Proposal Published in Illinois Register:  
September 13, 1991, (15 Ill. Reg. 13274)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments?    No
- 11) Differences between proposal and final version:

## Second Notice changes:

Section 140.512: introductory subsection: decapitalize "see"; and added "The Individual Program Plans which are written for each client residing in the facility can satisfy this requirement." as the last sentence.

## JCAR changes:

Section 140.512: introductory subsection: replace "which provides information about each client which is needed" with "that provides necessary information about each client that is necessary".

Table of Contents: Section 140.479 - replace "Approval of" with "Limitations".

## DEPARTMENT OF PUBLIC AID

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- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?    Yes
  - 13) Will these Adopted Amendments replace Emergency Amendments currently in effect?    No
  - 14) Are there any Amendments pending on this Part?    Yes
- | <u>Section Numbers</u> | <u>Proposed Action</u> | <u>Illinois Register Citation</u>      |
|------------------------|------------------------|--|
| 140.13                 | Amendment              | March 27, 1992<br>(16 Ill. Reg. 4708)  |
| 140.14                 | Amendment              | March 27, 1992<br>(16 Ill. Reg. 4708)  |
| 140.16                 | Amendment              | March 27, 1992<br>(16 Ill. Reg. 4708)  |
| 140.19                 | Amendment              | March 27, 1992<br>(16 Ill. Reg. 4708)  |
| 140.27                 | Amendment              | January 3, 1992<br>(16 Ill. Reg. 65)   |
| 140.31                 | New Section            | March 27, 1992<br>(16 Ill. Reg. 4708)  |
| 140.32                 | New Section            | March 27, 1992<br>(16 Ill. Reg. 4708)  |
| 140.33                 | New Section            | March 27, 1992<br>(16 Ill. Reg. 4708)  |
| 140.526                | Repealed               | January 10, 1992<br>(16 Ill. Reg. 472) |
| 140.527                | Repealed               | January 10, 1992<br>(16 Ill. Reg. 472) |
| 140.528                | Repealed               | January 10, 1992<br>(16 Ill. Reg. 472) |
| 140.529                | Repealed               | January 10, 1992<br>(16 Ill. Reg. 472) |
| 140.539                | Amendment              | January 10, 1992<br>(16 Ill. Reg. 472) |



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Section Numbers	Proposed Action	Illinois Register Citation
140.543	Amendment	February 28, 1992 (16 Ill. Reg. 3045)
140.560	Amendment	April 19, 1991 (15 Ill. Reg. 5585)
140.565	Amendment	January 24, 1992 (16 Ill. Reg. 1492)
140.566	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.579	Amendment	February 6, 1992 (16 Ill. Reg. 3409)
140.600	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.602	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.604	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.608	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.610	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.612	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.614	New Section	January 10, 1992 (16 Ill. Reg. 472)

15) Summary and Purpose of Adopted Amendments: The three existing Medicaid utilization control mechanisms are no longer required of nursing facilities, effective October 1, 1990, due to OBRA '87. These mechanisms include physician certification and recertification, inspections of care, and utilization control by the facility's utilization review committee. However, requirements for utilization control mechanisms remain in effect for facilities for persons with developmental disabilities (ICFs/MR). Revisions are being made in the rules regarding utilization control and

utilization review plans, in response to the federal requirement changes.

An ICF/MR must have on file a written utilization review plan providing information about each client's need for services. Federal regulations (§456.401) allow for evaluation of the facility's plan via a review conducted by the facility, or a review by employees of the Medicaid agency or persons under contract to the Medicaid agency, or by any other method specified in the State plan. The Department is electing to satisfy these regulations in conjunction with the inspection of Care (IOC) program. Surveyors who are in the employment of the Medicaid agency shall conduct IOC reviews in ICFs/MR, and such reviews will meet the requirements for evaluating the facilities' utilization review plans. Meeting utilization review requirements in this manner eliminates the need for facilities to maintain utilization review committees. Because of this, Section 140.513, which addresses the requirement for, and the composition of the utilization review committee, is being repealed.

Section 140.512 is being revised to indicate that utilization reviews will be conducted by Department surveyors during the IOC process and to specify that ICFs/MR must still have written utilization review plans. The rule is further revised to indicate that the Department is electing to continue the IOC Program in nursing facilities.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Joanne Jones  
Bureau of Rules and Regulations

Address: Illinois Department of Public Aid  
Jesse B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762

Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMSPART 140  
MEDICAL PAYMENT

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AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7

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Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238,



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 8128, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987; amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.900 thru 140.912 and 140.913 thru 140.914 Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.206 thru 147.207 Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; emergency amendment at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 recodified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 14 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg.

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14184, effective August 16, 1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991; amended at 15 Ill. Reg. 10468, effective July 1, 1991; amended at 15 Ill. Reg. 11176, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 11515, effective July 25, 1991, for a maximum of 150 days; emergency amendment at 15 Ill. Reg. 12919, effective August 15, 1991, for a maximum of 150 days; emergency expired January 12, 1992; emergency amendment at 15 Ill. Reg. 16366, effective October 22, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17318, effective November 18, 1991; amended at 15 Ill. Reg. 17733, effective November 22, 1991; emergency amendment at 15 Ill. Reg. 300, effective December 20, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 174, effective December 24, 1991; amended at 16 Ill. Reg. 1877, effective January 24, 1992; amended at 16 Ill. Reg. 3552, effective February 28, 1992; amended at 16 Ill. Reg. 4006, effective March 6, 1992; amended at 16 Ill. Reg. 6408, effective March 20, 1992; amended at 16 Ill. Reg. 6849, effective April 7, 1992.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## SUBPART E: GROUP CARE

## Section 140.512 Utilization Control

Each intermediate care facility for the mentally retarded (ICF/MR) shall have a written Utilization Review (UR) Plan on file that provides necessary information about each client that is necessary for the Department or its designee to perform UR, see 42 CFR 456.401 - 456.438 (1989). The Individual Program Plans which are written for each client residing in the

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Section 140.512 Utilization Control (Cont'd)  
facility can satisfy this requirement.

- a) The Department or its designee shall conduct medical and utilization reviews (UR) in conjunction with the Inspection of Care (IOC) Program, to insure the quality of care provided to recipients in group-care facilities residents of ICF/MR facilities.
- b) Inspections of Care (IOC) of Skilled-Nursing-Facilities (SNF) and Intermediate-Care-Facilities (ICF) ICFs/MR (Federal-Requirements), excluding those residents receiving Medicare-certified services, and of all group-care facilities shall be conducted in accordance with the provisions of 42 CFR 456, Subparts E-F and I (revised as of October 31, 1987) to evaluate:
  - 1) The care being provided to recipients clients;
  - 2) The adequacy of services available in a particular facility;
  - 3) The necessity and desirability of continued placement in a particular facility; and
  - 4) The feasibility of alternative solutions to continued placement in a particular facility;
  - 5) The facility's Utilization Review Plan; and
  - 6) The written plan of care (in SNF) and written plan of service (in ICF) for each residents-client.
- c) Inspections of Care of nursing facilities (skilled care and intermediate care facilities) shall be conducted to evaluate all items indicated above with the exception of subsection (b)(5) above.

(Source: Amended at 16 Ill. Reg. 6849, effective April 7, 1992)

## Section 140.513 Utilization Review Plan (Repealed)

Each SNF and ICF facility shall have a written Utilization Review (UR) Plan which provides for



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

## Section 140.513 Utilization Review Plan (Repealed) (Cont'd)

- a) a UR committee of one or more physicians (and in SNF's two or more) and other professionals

The members of the committee may not include any individual who is directly responsible for the care of patients being reviewed or who is employed by the facility or has a financial interest in any group care facility.

- b) recipient information needed to perform UR: See 42-CFR-456.311 and 456.411 (revised as of October 17, 1981)

- c) records of the Committee's activities: See 42-CFR-456.312 and 456.412 (revised as of October 17, 1981)

- d) continued stay review in accordance with written medical care criteria and based on established schedule of review dates: See 42-CFR-456.331 and 456.431 (revised as of October 17, 1981) and 456.436 (revised as of October 17, 1981) for requirements relating to medical care criteria and frequency of and procedures for continued stay reviews

- e) notification of adverse decisions (a determination that the recipient no longer needs that level of services) to the following parties:

- 1) the administrator of the group care facility
- 2) the attending physician
- 3) the Department of Public Aid
- 4) the recipient

- 5) if possible, the recipient's sponsor or nearest relative.

(Source: Repealed at 16 Ill. Reg. 6849, effective April 7, 1992)

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

- 1) Heading of the Part: Non-Financial Eligibility Criteria
- 2) Code Citation: 89 Ill. Adm. Code 685
- 3) Section Numbers: Adopted Action: 685.600 Amendments
- 4) Statutory Authority: The Disabled Person Rehabilitation Act (Ill. Rev. Stat. 1989, ch. 23, par. 3434(g)).

- 5) Effective Date of Rule(s) (Amendments, Repealer): April 9, 1992

- 6) Does this rulemaking contain an automatic repeal date?  
— Yes X No

- 7) Does this rule (amendment, repealer) contain incorporations by reference? No

- 8) Date Filed in Agency's Principal Office: April 8, 1992

- 9) Notice of Proposal Published in Illinois Register:

November 22, 1991, 15 Ill. Reg. 16876  
(issue date)

- 10) Has JCAR Issued a Statement of Objections to this (these) Rule(s)? No If answer is "yes," please complete the following:

- A) Statement of Objection: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_ (issue date)

- B) Agency Response: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_ (issue date)

- C) Date Agency Response Submitted for Approval to JCAR:

- 11) Difference(s) between proposal and final version: No changes were made.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

- 13) Will this rule replace an Emergency Rule(s) currently in effect? No

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

14) Are there any amendments pending on this Part: No

Section Numbers   Proposed Action   Illinois Register Citation

15) Summary and Purpose of Rule(s): Amendments are being made to update the Service Cost Maximums for the Home Services Program

16) Information and answers to questions regarding this adopted rule shall be directed to:

Ms. Susan Warner, Acting Manager  
Regulations and Procedures Division  
Department of Rehabilitation Services  
P.O. Box 19429  
Springfield, Illinois 62794-9429

Telephone number: (217) 785-3896  
T.D.D.: (217) 785-9301

The full text of Adopted Amendment(s) begins on the next page:

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
SUBCHAPTER d: HOME SERVICES PROGRAM

## PART 685

## NON-FINANCIAL ELIGIBILITY CRITERIA

## Section

685.10 Application of Non-Financial Requirements  
685.100 Citizenship  
685.150 Application for Medicaid  
685.200 Residence  
685.300 Age  
685.400 Disability  
685.500 Need for Long-Term Care  
685.550 Effect on HSP Services on Services Provided by Other Agencies  
685.600 Service Cost Maximum

## APPENDIX A Institutional Cost Tables

AUTHORITY: Implementing and authorized by Section 3(g) of The Disabled Person Rehabilitation Act (Ill. Rev. Stat. 1989, ch. 23, par. 3434(g)).

SOURCE: Adopted and codified at 7 Ill. Reg. 8898, effective July 18, 1983; amended at 8 Ill. Reg. 15967, effective August 31, 1984; amended at 9 Ill. Reg. 9167, effective June 4, 1985; amended at 13 Ill. Reg. 5158, effective March 31, 1989; amended at 13 Ill. Reg. 18929, effective November 16, 1989; amended at 15 Ill. Reg. 6602, effective April 18, 1991; amended at 15 Ill. Reg. 15753, effective October 21, 1991; amended at 16 Ill. Reg. 4529, effective March 10, 1992; amended at 16 Ill. Reg. 6868, effective April 9, 1992.

## Section 685.600 Service Cost Maximum

- a) If all other factors of eligibility are met, local office staff will prepare an individualized service plan for each client to address all unmet service needs of the client as measured by the DON and according to the provisions of 89 Ill. Adm. Code 700. The cost of the required services on this plan may not exceed the amount the state would expect to pay for the institutional care of a client having similar scores on the DON. Individuals whose eligibility for the HSP is determined on or after the effective date of this



## DEPARTMENT OF REHABILITATION SERVICES

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Section shall have their need for long term care established in accordance with subsections 685.500(e)(1) and (2). Their monthly SCM-is-as follows:

b) As of July 1, 1991 the following Service Cost Maximums will apply:

Total Determination of Need Score	Service Cost Maximum
18 through 28	No more than \$426488
29 through 32	No more than \$566644
33 through 40	No more than \$787804
41 through 49	No more than \$785893
50 through 59	No more than \$9411,070
60 through 69	No more than \$1,186258
70 through 79	No more than \$1,186360
80 through 100	No more than \$1,286462

bc) Cases on hand June 30, 1983, which have case costs that exceed the maximum projected monthly institutional cost, may continue to be subject only to the institutional cost standards in force prior to July 1, 1983, (see Appendix A). All cases on hand June 30, 1983, will otherwise be subject to this and all other eligibility criteria stated in 89 Ill. Adm. Code: Chapter IV, Subchapter d.

cd) Where changes of service needs are temporary and would result in costs which would exceed the projected monthly institutional cost and do not otherwise require a redetermination, an average monthly cost will be used. However, the average monthly service cost over a 12 month period must be within the allowable maximums. For the purposes of this provision, the 12 month period would include the 11 previous months, if applicable, plus the month of the temporarily increased service cost. This determination of average cost will be conducted for each month of service in which the service cost exceeds the monthly maximum.

de) Denial of HSP Service Eligibility

1) Eligibility for HSP services is to be denied if:

- A) The client's physician will not certify the safety of serving the client at home.
- B) The services necessary to an adequate service plan are not available or cannot be provided.
- C) The service plan cannot be designed by local office staff to adequately meet the client's essential needs within the service cost maximum.

2) Where clients are denied services for any of these reasons, the client shall be referred for assistance to a local social service agency, local home health agency or visiting nurses association if the client refuses needed institutional care.

(Source: Amended at 16 Ill. Reg. 6868, effective April 9, 1992)

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF ADOPTED RULES

- 1) The Heading of the Part: College Savings Bond Bonus Incentive Grant (BIG) Program
- 2) Code Citation: 23 Ill. Adm. Code 2771
- 3) Section numbers:

2771.10	new section
2771.20	new section
2771.30	new section

APPENDIX A
- 4) Statutory Authority: Implementing and authorized by Section 8 of the Baccalaureate Savings Act (Ill. Rev. Stat. 1989, ch. 144, par. 2408)
- 5) Effective Date of Rule(s) Amendments: April 14, 1992
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: April 8, 1992
- 9) Notice(s) of Proposal Published in Illinois Register:

December 20, 1991, 15 Ill. Reg. 18114

- 10) Has JCAR issued a Statement of Objections to these rule(s)? No.
- 11) Difference(s) between proposal and final version:

Technical changes were made for clarification.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will these amendments replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Amendments: The Baccalaureate Savings Act provided for a grant program as a financial incentive to encourage the use of proceeds from matured College Savings Bonds at Illinois colleges or universities. The first issue of the College Savings Bonds matured during the 1991-92 academic year. These rules will govern the Bonus Incentive Grant (BIG) Program and will establish application and institutional procedures for awarding assistance.

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF ADOPTED RULES

- 16) Information and questions regarding these adopted rules amendments shall be directed to:

Mr. Larry E. Matejka  
Executive Director  
Illinois Student Assistance Commission  
106 Wilmet Road  
Deerfield, IL 60015  
(708) 948-8500

The full text of the Adopted Rules begin on the next page.



## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF ADOPTED RULES

## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBTITLE A: EDUCATION

## CHAPTER XIX: ILLINOIS STUDENT ASSISTANCE COMMISSION

## Part 2771

## COLLEGE SAVINGS BOND BONUS INCENTIVE GRANT (BIG) PROGRAM

## Section

2771.10 Summary and Purpose

2771.20 Definitions

2771.30 Program Procedures

2771. APPENDIX A - Table of Grant Amounts

**AUTHORITY:** Implementing and authorized by Section 8 of the Baccalaureate Savings Act (Ill. Rev. Stat. 1989, ch. 144, par. 2408).

**SOURCE:** Emergency rules adopted at 15 Ill. Reg. 15800, effective October 21, 1991, for a maximum of 150 days; emergency expired on March 19, 1992; adopted at 16 Ill. Reg. 6873, effective April 14, 1992.

## Section 2771.10 Summary and Purpose

a) The Baccalaureate Savings Act (Ill. Rev. Stat. 1989, ch. 144, par. 2401 et seq.) authorizes the sale of Illinois College Savings Bonds and provides for a grant program as an additional financial incentive to encourage the use of proceeds from matured bonds at Illinois colleges or universities.

b) This Part establishes Rules which govern the Bonus Incentive Grant (BIG) Program. Additional Rules and definitions are contained in the General Provisions at 23 Ill. Adm. Code 2700. Defined terms are indicated by the first letter being capitalized.

c) The purpose of this Part is to establish the conditions and procedures for a Qualified Bond Holder to designate a Student Beneficiary as the recipient of a Bonus Incentive Grant and to outline the process by which a Student Beneficiary applies for and obtains this grant.

## Section 2771.20 Definitions

"College Savings Bond" - A State of Illinois General Obligation, zero coupon bond, issued pursuant to the Baccalaureate Savings Act as a long-term education savings plan.

"Compound Accreted Value" - An amount equal to the original amount plus an investment return accrued to the date of determination at a semiannual compounding rate which is necessary to produce the yield

## ILLINOIS STUDENT ASSISTANCE COMMISSION

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at maturity indicated on the Official Statement that was issued when the bonds were sold. The "Compound Accreted Value at Maturity" will be equal to \$5,000 or an integral multiple thereof.

"Educational Expenses" - Costs incident to enrollment which may reasonably be incurred during an Academic Year, including tuition and fees, room and board, books and supplies, child care expenses, laundry, travel and other personal expenses related to the Student Beneficiary's attendance at the Eligible Institution. These do not include costs incurred in an academic program of divinity for any religious denomination or in a course of study to become a minister, priest, rabbi or other professional person in the field of religion.

"Eligible Institutions" - Those Institutions which are eligible to participate in the Monetary Award Program (MAP) (see 23 Ill. Admin. Code 2735.60, Institutional Eligibility); but do not include any educational institutions organized solely for the purpose of religious instruction.

"Qualified Bond Holder" - A holder of a College Savings Bond who uses at least 70 percent of the amount redeemed at maturity to finance Educational Expenses incurred by a designated Student Beneficiary at an Eligible Institution. A Qualified Bond Holder may designate one Student Beneficiary for each bond redeemed. In cases where two individuals jointly own a College Savings Bond, only one Student Beneficiary may be designated. To be designated a "Qualified Bond Holder" under this Part, the individual must furnish documentation demonstrating that he or she has continuously owned the bond(s) for at least the 12 months preceding the date of maturity; provided, however, that if the bond(s) were acquired during the 12-month period by gift or under the laws of descent and distribution, such holder shall be deemed a Qualified Bond Holder.

"Student Beneficiary" - An individual designated by a Qualified Bond Holder as the recipient of a grant pursuant to this Part and as the beneficiary of at least 70 percent of the bond proceeds paid at maturity. For purposes of this Part, an Applicant may not be designated as the beneficiary of more than \$25,000 worth of bond proceeds in any single academic year.

## Section 2771.30 Program Procedures

## a) Application Procedures

1) Applications for a Bonus Incentive Grant (BIG) shall be available from the Illinois Student Assistance Commission (ISAC) and Eligible Institutions.

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- 2) A complete application for BIG assistance shall include certifications from: the Qualified Bond Holder(s), the Student Beneficiary and the Registrar of the Eligible Institution at which the Student Beneficiary is Enrolled.
- 3) A Qualified Bond Holder or a Student Beneficiary may submit a BIG application at any time between August 1st and May 30th for a grant spanning that same Academic Year. All grants under this program are subject to sufficient annual appropriations for this program by the General Assembly.
- 4) ISAC may require applicants to provide documentation verifying that the Qualified Bond Holder owned the bonds for the requisite length of time.

## b) Application certifications

- 1) The Qualified Bond Holder(s) shall certify the following for the academic year in which the application is being submitted:

- A) that the aggregate Compound Accreted Value at maturity of the College Savings Bond(s) was not more than \$25,000;
- B) that at least 70 percent of the proceeds of the College Savings Bond(s) have been or will be used for Educational Expenses incurred by the Student Beneficiary;
- C) the name of the Student Beneficiary;
- D) that no other student has been designated as the Student Beneficiary for the same College Savings Bond; and
- E) the date on which the bond(s) were acquired and the date on which the bond(s) matured.

- 2) The Student Beneficiaries shall certify the following:

- A) that their address, Social Security Number and other identifying information is accurate;
- B) that the Qualified Bond Holder has provided financial assistance, in the amount indicated on the application, for Educational Expenses incurred at an Eligible Institution;

- C) that they are enrolled in an academic program that is eligible for BIG assistance; and
- D) that they will use their BIG proceeds to finance Educational Expenses.
- 3) The Registrar at the Eligible Institution shall certify the enrollment status of Student Beneficiaries.
- c) BIG proceeds will be paid to Eligible Institutions; however, they may be remitted directly to the Student Beneficiary if the Eligible Institution designates ISAC as its disbursing agent for this purpose.

- d) The dollar value of the BIG shall be determined according to the Table of Grant Amounts (see Appendix A of this Part); provided, however, that the Compound Accreted Value of the bonds shall not exceed \$25,000 in any given academic year.

- e) Both the proceeds of the bond(s) and the BIG assistance must be used by the Student Beneficiary in the Academic Year in which the bond was redeemed or in the academic year immediately following redemption.

- f) Applicants may request that their eligibility for ISAC gift assistance be recalculated to exclude up to \$25,000 in accumulated bonds and interest, pursuant to ISAC Appeal Procedures (see 23 Ill. Adm. Code 2700.70). Recalculations will only be performed for those students who complete the required federal needs analysis process.

## Section 2771. APPENDIX A - Table of Grant Amounts

GRANT AMOUNT PER \$5000 COMPOUND  
ACCREDITED VALUE AT MATURITY

GRANT BOND MATURITY (August 1)	1/13/88 Bond Sale	9/14/88 Bond Sale	10/10/89 Bond Sale	10/16/90 Bond Sale	9/13/91 Bond Sale
1991	-	-	\$ 40	-	-
1992	-	-	\$ 60	\$ 40	-
1993	\$100	\$100	\$ 80	\$ 60	\$ 40
1994	\$120	\$120	\$100	\$ 80	\$ 60
1995	\$140	\$140	\$120	\$100	\$ 80



## ILLINOIS STUDENT ASSISTANCE COMMISSION

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GRANT  
BOND  
MATURITY  
(August  
1)

	1/13/88 Bond Sale	9/14/88 Bond Sale	10/10/89 Bond Sale	10/16/90 Bond Sale	9/13/91 Bond Sale
1996	\$160	\$160	\$140	\$120	\$100
1997	\$180	\$180	\$160	\$140	\$120
1998	\$200	\$200	\$180	\$160	\$140
1999	\$220	\$220	\$200	\$180	\$160
2000	\$240	\$240	\$220	\$200	\$180
2001	\$260	\$260	\$240	\$220	\$200
2002	\$280	\$280	\$260	\$240	\$220
2003	\$300	\$300	\$280	\$260	\$240
2004	\$320	\$320	\$300	\$280	\$260
2005	\$340	\$340	\$320	\$300	\$280
2006	\$360	\$360	\$340	\$320	\$300
2007	\$380	\$380	\$360	\$340	\$320
2008	\$400	\$400	\$380	\$360	\$340
2009	-	-	\$400	\$380	\$360
2010	-	-	\$420	\$400	\$380
2011	-	-	-	\$420	\$400
2012	-	-	-	-	\$420

\*If no grant amount is shown, there were no bonds sold at that maturity for that particular issue.

- 1) The Heading of the Part: Illinois Veteran Grant (IVG) Program
- 2) Code Citation: 23 Ill. Adm. Code 2733
- 3) Section numbers: Adopted Action:  
2733.20 amendment  
2733.30 amendment
- 4) Statutory Authority: Implementing Section 30-15.7d of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1989, ch. 122, par. 30-15.7d as amended by P.A. 87-116, effective August 11, 1991, by P.A. 87-302, effective September 6, 1991, and by P.A. 87-301, effective January 1, 1992) and authorized by Section 30-15.4(f) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1989, ch. 122, par. 30-15.4(f))
- 5) Effective Date of Rule(s) Amendments: April 14, 1992
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: April 8, 1992
- 9) Notice(s) of Proposal Published in Illinois Register:  
December 20, 1991, 15 Ill. Reg. 18121
- 10) Has JCAR issued a Statement of Objections to these rule(s)? No.
- 11) Difference(s) between proposal and final version:  
Technical changes were made for clarification.  
Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 12) Will these amendments replace an emergency rule currently in effect? Yes.
- 13) Are there any amendments pending on this Part? No.
- 14) Summary and Purpose of Amendments: These amendments will extend eligibility to those veterans who reside with their spouses who are stationed overseas or outside Illinois. Previously, veterans had to return to Illinois within six months of their discharge to qualify for Illinois Veteran Grant benefits, regardless of their marital status. These amendments will entitle Desert Shield and Desert Storm Veterans to

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the proceeds of this program for one year and will eliminate the automatic expiration of benefits to all eligible veterans after sixteen years.

16. Information and questions regarding these adopted rules amendments shall be directed to:

Mr. Larry E. Matejka  
Executive Director  
Illinois Student Assistance Commission  
106 Wilnot Road  
Deerfield, IL 60015  
(708) 948-8500

The full text of the adopted rules amendments begin on the next page.

## ILLINOIS STUDENT ASSISTANCE COMMISSION

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBTITLE A: EDUCATION

## CHAPTER XIX: ILLINOIS STUDENT ASSISTANCE COMMISSION

## Part 2733

## ILLINOIS VETERAN GRANT (IVG) PROGRAM

Section  
2733.10 Summary and Purpose  
2733.20 Grant Eligibility  
2733.30 Program Procedures

**AUTHORITY:** Implementing Section 30-15.7d of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1989, ch. 122, par. 30-15.7d, as amended by P.A. 87-116, effective August 11, 1991, by P.A. 87-302, effective September 6, 1991, and by P.A. 87-301, effective January 1, 1992) and authorized by Section 30-15.4(f) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1989, ch. 122, par. 30-15.4(f)).

**SOURCE:** Emergency rule adopted at 10 Ill. Reg. 14322, effective August 20, 1986 for a maximum of 150 days; adopted at 11 Ill. Reg. 3207, effective January 29, 1987; amended at 12 Ill. Reg. 11536, effective July 1, 1988; transferred from Chapter IX, 23 Ill. Adm. Code 1733 (State Scholarship Commission) to Chapter XIX, 23 Ill. Adm. Code 2733 (Illinois Student Assistance Commission) pursuant to P.A. 86-168, effective July 1, 1989, at 13 Ill. Reg. 17858; amended at 14 Ill. Reg. 10571, effective July 1, 1990; emergency amendment at 15 Ill. Reg. 15613, effective October 11, 1991, for a maximum of 150 days; emergency expired on March 9, 1992; emergency amendment at 15 Ill. Reg. 18748, effective January 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 6880, effective April 14, 1992.

## Section 2733.20 Grant Eligibility

- a) A recipient must have been designated a Qualified Veteran. See: Section 2733.30(a).
- b) A recipient must reside in Illinois unless the recipient is a member of the Armed Forces at the time of enrollment.
- c) A recipient must maintain an acceptable grade point average as determined by the Institution pursuant to a published policy.
- d) Benefits are applicable to both undergraduate and graduate enrollment. There is no minimum credit hour enrollment requirements and benefits are applicable for non-credit courses.
- e) Benefits may be used to Enroll at Illinois public senior universities and Illinois public community colleges.



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- f) Fees Exempted by the IVG
- 1) The recipient is exempted from paying most fees including:
    - A) Tuition and other instructional fees;
    - B) activity, air flight and athletic fees;
    - C) matriculation, service and other registration-type fees;
    - D) off-campus and other extension course fees;
    - E) application fees;
    - F) graduation and transcript fees;
    - G) proficiency exam, College Level Exam Program (CLEP), placement exam and similar fees; and
    - H) health insurance fees.
  - 2) The recipient is responsible for payment of the following fees:
    - A) book rental fees;
    - B) laboratory and supply fees;
    - C) student union fees; and
    - D) fees for the operation, maintenance, rental or equipping of any building or facility.
  - 3) Recipients attending out-of-district community colleges receive tuition and fee benefits equivalent to those at the in-district rate.
  - g) Benefits are limited to the equivalent of four Academic Years of Full-time enrollment.

- 1) To determine the amount of eligibility a recipient has used, credit hours will be converted to "eligibility units" according to the following table:

Number of Hours	Semester Term	Quarter Term
12 or more hours	12 units	8 units
9 - 11.99 hours	9 units	6 units
6 - 8.99 hours	6 units	4 units
3 - 5.99 hours	3 units	2 units
up to 2.99 hours	1 unit	1 unit

- 2) Recipients may accumulate up to 120 eligibility units, after which eligibility for program benefits is terminated. If a recipient has accumulated less than 120 eligibility units, the recipient may receive full program benefits for one additional Term.

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- 3) In the event that a recipient withdraws from a course(s) prior to the end of a Term, eligibility units will be assessed in proportion with the total dollars that are paid. If the recipient has had any portion of his/her tuition and fees paid, at least one eligibility unit will be charged to the recipient.
 

Example: A recipient is Enrolled for twelve semester hours at a cost of \$300.00. The recipient withdraws from enrollment and incurs expenses of \$150.00 in accordance with the Institution's tuition refund policy. The recipient would utilize six eligibility units and receive \$150.00 in benefits.
- 4) The eligibility units utilized for a non-credit course shall be the same as the number of eligibility units utilized for a credit course having the same number of faculty contact hours.
 

h)-----Notwithstanding the provisions of subsection (g), eligibility shall terminate upon the expiration of sixteen years from the beginning date of the first Term of assistance. Should the sixteen years expire after the start of a Term of study, the recipient may complete the Term with the grant awarded. No recipient's eligibility shall be terminated pursuant to this subsection prior to August 1, 1991.
- h) A recipient who qualifies as a Persian Gulf Operation Desert Shield/Storm War Veteran (see Section 2733.30(a)(1)(D)(ii) of this Part) must begin and complete the Term or Terms of study for which benefits are being requested prior to September 6, 1992.

(Source: Amended at 16 Ill. Reg. 6880, effective April 14, 1992)

## Section 2733.30 Program Procedures

- a) Applicants must apply to ISAC for designation as a Qualified Veteran. ISAC shall issue a notice of eligibility to an Applicant who is a Qualified Veteran as defined by this subsection.
  - 1) Definition of "Qualified Veteran"
    - A) Any person who served in the Armed Forces of the United States who:
      - i) at the time of entering service was an Illinois resident or was an Illinois resident within 6 months prior to entering such service; and

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- ii) who after leaving service returned to Illinois within 6 months; or
- iii) if married to a person in continued military service stationed outside Illinois, returned to Illinois within 6 months after his or her spouse's discharge; or
- iv) if married to a person in continued military service, applies for this grant program within 6 months of his or her spouse being stationed within Illinois.

- B) Any veteran who, at the time of entering the Armed Forces, was a student at a State-controlled college or university or community college and who, after leaving service, returned to Illinois within 6 months.
- C) Any member of the Armed Forces of the United States who has served at least one year of active duty and who would be a Qualified Veteran under this subsection if honorably discharged from such service.
- D) An individual is not a Qualified Veteran if the individual was discharged from the Armed Forces of the United States under less than honorable conditions. An individual is not a Qualified Veteran if the individual's active duty with the Armed Forces was for less than one year unless:
  - i) the Veteran was honorably discharged from such service for medical reasons directly connected with such service; or
  - ii) the Veteran was honorably discharged prior to August 11, 1967; or
  - iii) the Veteran was honorably discharged from such service and has at least nine months of active duty, part of which includes service in the Persian Gulf during Operations Desert Shield or Desert Storm.

- 2) The term "Armed Forces" shall be defined as the United States Army, Air Force, Navy, Marines and Coast Guard. Members of the Student Army Training Corps and a state's National Guard/militia are not eligible for assistance.
- 3) The Applicant shall submit documentation to ISAC which demonstrates eligibility for designation as a Qualified Veteran.

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- A) Applicants should submit a copy of their Report of Separation (Form DD 214) with their application.
- B) If the Applicant does not have a copy of the DD 214, the Applicant should submit documentation which provides, the following information: date of entry; date of separation; type of discharge; total active service; home or place of entry into the service; and home or place of separation from the service. Such documentation must have been issued by the United States Department of Defense (DD) or the Veterans Administration.
- C) If the Applicant is a member of the Armed Forces at the time of application, the Applicant shall submit a copy of the Enlistment Contract (Form DD4) and a letter from the commanding officer. The letter must indicate the Applicant is a member of the Armed Forces at the time of application.
- 4) If the Applicant's DD 214 does not indicate Illinois residency when entering and/or separating from the Armed Forces, the Applicant may establish Illinois residency in accordance with the documentation requirements of 23 Ill. Adm. Code 2700.50 (f)(3). The definition of "Resident of Illinois" contained in 23 Ill. Adm. Code 2700.20 is not applicable to the Illinois Veteran Grant Program.
- 5) If an Applicant is designated a Qualified Veteran pursuant to subsection (a)(1)(C) of this Section, such designation shall expire upon discharge from the Armed Forces.
- b) Qualified Veterans shall be issued a notice of eligibility. To receive an Illinois Veteran Grant, Applicants must submit a copy of their notice of eligibility to the Institution within three months following the last scheduled day of classes for the Term for which a grant is requested. Qualified Veterans who received an Illinois Veterans Scholarship (IVS) ID card from the Illinois Department of Veterans' Affairs may receive an Illinois Veteran Grant by submitting a copy of their IVS ID card to the Institution.
- c) Institutions shall submit a payment request to ISAC. The deadlines for submission of a complete payment request shall be October 15 for summer Terms; February 15 for first Term; and June 25 for second semester/second and third quarter. When submitting payment requests, the Institution shall certify that the Qualified Veteran meets the requirements of Section 2733.20.



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d) The reimbursement to Institutions for Illinois Veteran Grants is contingent upon available funding. Should General Assembly appropriations be insufficient to pay all claims, Institutions will be reimbursed in accordance with this subsection.

- 1) Summer Term claims received by the deadline date designated in subsection (c) will be paid, or prorated if funding is insufficient to pay all claims in full.
- 2) If funds remain after summer Term claims are paid, first semester and first quarter claims received by the designated deadline date will be paid, or prorated if funding is insufficient to pay all claims in full.
- 3) If funds remain after first semester and first quarter claims are paid, then second semester/second and third quarter claims received by the designated deadline date will be paid, or prorated if funds remaining are insufficient to pay all such claims in full.
- 4) In the event that funds are not exhausted, claims received by ISAC after the designated deadline dates will be paid or prorated.

(Source: Amended at 16 Ill. Reg. 6880, effective April 14, 1992.)

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## NOTICE OF EMERGENCY AMENDMENT

- 1) The Heading of the Part: Pay Plan
- 2) The Code Citation: 80 Ill. Adm. Code 310
- 3) Section Number: Emergency Action:  
310.290 Amended
- 4) The specific statutory citation upon which the rule is based and authorized:  
Illinois Revised Statutes 1989, ch. 127, par. 63b108a(2)
- 5) The effective date of the rule: April 9, 1992
- 6) If this emergency rule is to expire before the end of the 150 days period, please specify the date:  
The emergency amendment will extend to the full 150 days.
- 7) Date filed in Agency's principle office: April 9, 1992
- 8) The reason for the emergency:  
This emergency filing is necessary to provide for the inclusion of the Office Administrator IV title under Section 310.290, Out-of-State or Foreign Service Rate, to be effective April 1, 1992.
- 9) A Complete Description of the Subjects and Issues Involved:  
At the request of the Department of Revenue, the Office Administrator IV title is being established under Section 310.290 of the Pay Plan, effective April 1, 1992. The monthly salary ranges for the Office Administrator IV will be \$2,142 - 3,357 for the States of California and New Jersey, and \$1,895 - 2,969 for all other states.

10) Are there any proposed amendments pending to this part? Yes

<u>Section Number</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
310.100	Amended	16 Ill. Reg. 342 (January 10, 1992)
310.230	Amended	16 Ill. Reg. 342 (January 10, 1992)
310.490	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table C	Amended	16 Ill. Reg. 342 (January 10, 1992)

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310. Appendix A, Table D Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table E Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table F Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table G Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table H Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table I Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table J Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table K Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table O Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table P Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table Q Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table R Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table S Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table W Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table X Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table Y Amended 16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table Z Amended 16 Ill. Reg. 342 (January 10, 1992)

11) Statement of Statewide Policy Objectives: This rulemaking does not affect local government units.

12) The name, address and telephone number of the person to whom information and questions regarding this adopted rule shall be directed to:

Mr. Michael Murphy  
Department of Central Management Services  
Division of Technical Services  
504 William G. Stratton Building  
Springfield, Illinois 62706  
Telephone: (217) 782-5601

The full text of the Emergency Rule is as follows:

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF EMERGENCY AMENDMENT

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES  
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND  
POSITION CLASSIFICATIONS  
CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310  
PAY PLAN

## SUBPART A: NARRATIVE

Section	Policy and Responsibilities
310.20	Jurisdiction
310.30	Pay Schedules
310.40	Definitions
310.50	Conversion of Base Salary to Pay Period Units
310.60	Conversion of Base Salary to Daily or Hourly Equivalents
310.70	Increases in Pay
310.80	Decreases in Pay
310.90	Other Pay Provisions
310.100	Implementation of Pay Plan Changes, Effective July 1, 1991
310.110	Interpretation and Application of Pay Plan
310.120	Effective Date
310.130	Reinstitution of Within Grade Salary Increases
310.140	Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective July 1, 1984 (Repealed)
310.150	

## SUBPART B: SCHEDULE OF RATES

Section	Introduction
310.205	Prevailing Rate
310.210	Negotiated Rate
310.220	Part-Time Daily or Hourly Special Services Rate
310.230	Hourly Rate
310.240	Member, Patient and Immate Rate
310.250	Trainee Rate
310.260	Legislated and Contracted Rate
310.270	Designated Rate
310.280	Out-of-State or Foreign Service Rate
310.290	
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310.300	Educator Schedule for RC-063 and HR-010
310.310	Physician Specialist Rate
310.320	Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections
310.330	Excluded Classes Rate (Repealed)



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## SUBPART C: MERIT COMPENSATION SYSTEM

Section	Jurisdiction
310.410	Objectives
310.420	Responsibilities
310.430	Merit Compensation Salary Schedule
310.440	Procedures for Determining Annual Merit Increases
310.450	Intermittent Merit Increase
310.455	Merit Zone
310.460	Other Pay Increases
310.470	Adjustment
310.480	Decreases in Pay
310.490	Other Pay Provisions
310.500	Definitions
310.510	Conversion of Base Salary to Pay Period Units
310.520	Conversion of Base Salary to Daily or Hourly Equivalents
310.530	Implementation
310.540	Annual Merit Increase Guidechart for Fiscal Year 1992
310.550	Fiscal Year 1985 Pay Changes in Merit Compensation System, effective July 1, 1984 (Repealed)

## APPENDIX A Negotiated Rates of Pay

TABLE A	HR-190 (Department of Central Management Services - State of Illinois Building - SEIU)
TABLE B	HR-200 (Department of Labor - Chicago, Illinois - SEIU)
TABLE C	RC-069 (Firefighters, AFSQME)
TABLE D	HR-001 (Teamsters Local #726)
TABLE E	RC-020 (Teamsters Local #330)
TABLE F	RC-019 (Teamsters Local #25)
TABLE G	RC-045 (Automotive Mechanics, ISEA)
TABLE H	RC-006 (Corrections Employees, AFSQME)
TABLE I	RC-009 (Institutional Employees, AFSQME)
TABLE J	RC-014 (Clerical Employees, AFSQME)
TABLE K	RC-023 (Registered Nurses, INA)
TABLE L	VR-004 (Illinois State Treasurer's Office Employees, Teamsters and IFT)
TABLE M	RC-027 (Educators, AFSQME) (Repealed)
TABLE N	RC-027 (Physician Rates, AFSQME) (Repealed)
TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSQME)
TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)
TABLE Q	RC-033 (Meat Inspectors, ISEA)
TABLE R	RC-042 (Residual Maintenance Workers, AFSQME)
TABLE S	HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T	HR-010 (Teachers of Deaf, IFT)

TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
TABLE V	CU-500 (Corrections Meet and Confer Employees)
TABLE W	RC-062 (Technical Employees, AFSQME)
TABLE X	RC-063 (Professional Employees, AFSQME)
TABLE Y	RC-063 (Educators, AFSQME)
TABLE Z	RC-063 (Physicians, AFSQME)
APPENDIX B	Schedule of Salary Grades - Monthly and Annual Rates of Pay for Fiscal Year 1992
APPENDIX C	Physician Administrator Rates and Medical Facilities Administrator Rates for Fiscal Year 1992
APPENDIX D	Merit Compensation System Salary Schedule for Fiscal Year 1992
APPENDIX E	Teaching Salary Schedule (Repealed)
APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)

AUTHORITY: Implementing and authorized by Section 8a(2) of the Personnel Code (Ill. Rev. Stat. 1989, ch. 127, par. 63b108a(2)).

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of

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150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; peremptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; peremptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; peremptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; emergency amendment expired on November 17, 1989; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647; peremptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989; amended at

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14 Ill. Reg. 615, effective January 2, 1990; peremptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; peremptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired on February 8, 1991; corrected at 14 Ill. Reg. 16092; peremptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. Reg. 18719, effective October 19, 1990; peremptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; peremptory amendment at 14 Ill. Reg. 663, effective November 13, 1990; peremptory amendment at 15 Ill. Reg. 3296, effective February 14, 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; peremptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; peremptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; peremptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; emergency amendment at 16 Ill. Reg. 6888, effective April 9, 1992, for a maximum of 150 days.



Section 310.290 Out-of-State or Foreign Service Rate  
EMERGENCY

The rate of pay for employees occupying positions which require payment in accordance with the economic conditions and social legislation of another state or foreign country. An adjustment may be made to the salary of an employee stationed in a foreign country to compensate for a change in the currency exchange rate. The Director of the Department of Central Management Services will, before approving an adjustment, consider the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

Title	Range Effective Fiscal Year 1992
Foreign Service Economic Development Executive I	2634 - 4561
Foreign Service Economic Development Executive II	3415 - 5998
Foreign Service Economic Development Representative	2268 - 3793
Office Administrator IV (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	1895 - 2969 2142 - 3357
Office Assistant (Foreign Service)	1566 - 1934
Office Associate (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	1676 - 2101 1894 - 2375
Office Coordinate (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	1739 - 2191 1966 - 2477
Revenue Audit Supervisor (OH, TX) (CA, NJ)	2997 - 5284 3388 - 5974
Revenue Auditor I (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	2369 - 3099 2678 - 3504

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Revenue Auditor II (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	2620 - 3447 2961 - 3896
Revenue Auditor III (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	2919 - 3874 3299 - 4897
Revenue Auditor Trainee (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	1975 - 2527 2232 - 2856
Revenue Assistant Audit Field Manager (OH, TX) (CA, NJ)	3182 - 5655 3597 - 6392
Revenue Field Audit Manager (NJ)	3840 - 6839
Tax Examiner (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	1739 - 2191 1966 - 2477
Tax Examiner Trainee (CO, GA, IN, IA, KY, MI, MN, MO, NE, NC, OH, TN, TX and WI) (CA, NJ)	1566 - 1934 1771 - 2187

(Source: Emergency amendment at 16 Ill. Reg. 6888, effective April 9, 1992, for a maximum of 150 days)

## ILLINOIS REGISTER

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

**STATEMENT OF RECOMMENDATION  
TO EMERGENCY RULEMAKING**

## DEPARTMENT ON AGING

**Heading of Part: Community Care Program**

Code Citation: 89 Ill Adm Code 240

Section Numbers: 240.655

Date Originally Published in Illinois Register: 3/13/92  
16 Ill. Reg. 4069

At its meeting on April 7, 1992, the Joint Committee on Administrative Rules recommended that the Department not file emergency rules pursuant to the authority of the Emergency Budget Act when the rulemaking constitutes an emergency but does not fall within the limited scope of the Emergency Budget Act. The agency should respond to this Recommendation within 90 days after receipt.

88504069

## ILLINOIS REGISTER

## DEPARTMENT OF LABOR

**NOTICE OF CORRECTIONS TO NOTICE ONLY**

- 1) Heading of the Part: Deductions from Wages
- 2) Code Citation: 56 Ill. Adm. Code 300
- 3) The Notice of Proposed Amendments being corrected appeared at 16 Ill. Reg. 4626 dated March 27, 1992.
- 4) The information being corrected is as follows:

- 11) Adding to the response to question number 11 the following text:

"Ann Plunkett-Sheldon, General Counsel  
Illinois Department of Labor  
310 South Michigan Avenue, 10th Floor  
Chicago, Illinois 60604

A public hearing on this rulemaking will be held at 9:30 a.m., Friday, May 22, 1992 at the Department of Labor offices as 310 South Michigan Avenue, 10th Floor, Chicago, Illinois."

- 2) Adding to the end of the Notice, the following text:

**"The full text of the proposed amendments begins on the next page."**



STATEMENT OF RECOMMENDATION  
TO PEREMPTORY RULEMAKING

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

Heading of Part: Pay Plan

Code Citation: 80 Ill Adm Code 310

Section Numbers: 310.Appendix A: Table T; Table V

Date Originally Published in Illinois Register: 3/27/92  
16 Ill Reg 5068

At its meeting on April 7, 1992, the Committee recommended that CMS take steps to make certain collective bargaining agreements have been executed prior to use of peremptory rulemaking by the Department, pursuant to Section 2(d) of the IAPA. The Department should respond within 90 days after the receipt of this Statement of Recommendation.

CMS reports that the underlying collective bargaining agreements for this peremptory rulemaking have not yet been executed. Section 240.300 of the Committee's Operational Rules states that "[t]he agency shall submit a copy of the court order or collective bargaining agreement...within 30 days after the rule is required or necessary, or on or before the rulemaking is filed with the Administrative Code Division, whichever comes first."

Section 240.700(b)(1) of the Committee's operational rules authorize the Committee to issue a Recommendation that an agency curtail unauthorized practices. Section 2(d) of the IAPA states peremptory rulemaking may be used to implement pay rates within 30 days after it becomes necessary to do so due to a conflict between rates and the terms of a collective bargaining agreement. As the agreements in this instance have not been executed, peremptory rulemaking is not appropriate at this time.

88805068

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of April 8, 1992 through April 14, 1992, and have been scheduled for review by the Committee at its May 12, 1992 meeting. Other items not contained in this published list may also be considered by the Committee at its May meeting. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Suite 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
5/22/92	Environmental Protection Agency, Procedures to be Followed in the Performance of Annual Inspections of Motor Vehicle Exhaust Emissions (35 Ill Adm Code 276)	9/20/91 15 Ill Reg 13607	5/12/92
5/22/92	Department of Conservation, Repeal of Pigeon Shooting Permits (17 Ill Adm Code 970)	2/21/92 16 Ill Reg 2727	5/12/92
5/25/92	Department of Nuclear Safety, Accrediting Persons in the Practice of Medical Radiation Technology (32 Ill Adm Code 401)	1/24/92 16 Ill Reg 1474	5/12/92
5/27/92	Department of Agriculture, Meat and Poultry Inspection Act (8 Ill Adm Code 125)	2/7/92 16 Ill Reg 1921	5/12/92
5/27/92	Department of Central Management Services, General Provisions (80 Ill Adm Code 304)	1/10/92 16 Ill Reg 334	5/12/92
5/27/92	Department of Corrections, Volunteer Services (20 Ill Adm Code 435)	2/7/92 16 Ill Reg 1941	5/12/92
5/27/92	Department of Central Management Services, Merit and Fitness (80 Ill Adm Code 302)	1/10/92 16 Ill Reg 336	5/12/92
5/27/92	Department of Central Management Services, Conditions of Employment (80 Ill Adm Code 303)	1/10/92 16 Ill Reg 327	5/12/92

## PROCLAMATION

92-163

## BIOMEDICAL EQUIPMENT TECHNOLOGY WEEK

Whereas, modern health care relies upon machines as well as people for the most up-to-date treatment available. Diagnostic instruments such as patient monitors, EKG machines, and laboratory and x-ray equipment help establish the need for care. Therapeutic systems such as anesthesia machines, physical therapy instruments, pacemakers, and radiation devices provide needed services to patients; and

Whereas, the cost of health care can be controlled by effective selection and repair of such medical equipment by qualified clinical engineers and biomedical technicians; and

Whereas, the clinical engineer possesses the education, experience, and competence to participate professionally with physicians, hospital administrators, and other personnel in the technological aspects of health care delivery; and

Whereas, the biomedical technician installs, inspects, repairs, calibrates, and modifies medical devices and medical support systems, advises concerning theory of operation, underlying physiological principles and the practical, safe, clinical application of medical devices; and may supervise biomedical equipment maintenance activities;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 26-May 2, 1992, as BIOMEDICAL EQUIPMENT TECHNOLOGY WEEK in Illinois in recognition of this profession and its important role in health care.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 9, 1992.

92-164

## EDUCATION AND SHARING DAY

Whereas, the Lubavitch movement has established more than 1,000 social welfare and educational institutions throughout the United States; and

Whereas, the Lubavitch organization is interested in the mutual responsibility and concern for the needy; and

Whereas, Rabbi Menachem Mendel Schneerson has issued a worldwide call for a revitalized dedication to love, kindness, charity, and sharing among all people; and

Whereas, Rabbi Schneerson, who will celebrate his 90th birthday April 14, 1992, is respected as a spiritual leader of world Jewry;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 14, 1992, as EDUCATION AND SHARING DAY in Illinois in honor of Rabbi Menachem Mendel Schneerson's 90th birthday.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 9, 1992.

92-165

INDEPENDENT ORDER OF FORESTERS  
CHILD ABUSE PREVENTION WEEK

Whereas, the Independent Order of Foresters (IOF) is one of the oldest and largest fraternal benefit societies in the world; and

Whereas, the IOF has been actively fighting child abuse for more than a decade; and

Whereas, the IOF founded the Florence Hallum Prevention of Child Abuse Fund in 1975, and every dollar the fund receives is distributed through grant programs of nonprofit organizations working with troubled families; and

Whereas, the IOF provides the informational booklets and parenting tip sheets and produces and distributes films to educate the public;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 19-25, 1992, as INDEPENDENT ORDER OF FORESTERS CHILD ABUSE PREVENTION WEEK in Illinois in honor of the organization's commitment to improving the quality of life for our young people.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 9, 1992.

92-166

PROJECT WRAP RECOGNIZED/1992 ILLINOIS  
MODEL FAMILY PROGRAM AWARD

Whereas, the family is recognized as a key component to healthy and stable individuals and communities; and

Whereas, the Illinois Family Policy Council was established by the Office of the Governor, the Illinois Association of Family Service Agencies, and United Charities to identify successful family-oriented programs to be used as models for public and private endeavors; and

Whereas, Project Wrap, a collaboration among the Community Family Service and Mental Health Center, La Grange Area Department of Special Education, the Family Institute, and Suburban Clinical Services is designed to prevent the erosion of the family unit by identifying individual and family strengths upon which to build and maintain a stable family unit; and

Whereas, the staff and board of directors have enhanced the service delivery system through intense, practical supportive interventions across the family life spectrum;

Therefore, I, Jim Edgar, Governor of the State of Illinois, give special recognition to PROJECT WRAP for earning the 1992 ILLINOIS MODEL FAMILY PROGRAM AWARD for encouraging families to be positive forces and for enhancing the service delivery system in Illinois through energetic, creative programming.



Issued by the Governor April 6, 1992.  
Filed with the Secretary of State April 9, 1992.

92-167

**ROCKFORD EARLY CHILDHOOD PROGRAM'S FAMILY COMPONENT  
RECOGNIZED/1992 ILLINOIS MODEL FAMILY PROGRAM AWARD**

Whereas, the Illinois Family Policy Council was established by the Office of the Governor, the Illinois Association of Family Service Agencies, and United Charities to identify successful family-oriented programs to serve as models for public and private endeavors; and

Whereas, the family is a key element of healthy and stable individuals and communities; and

Whereas, the Rockford Early Childhood Program's Family Component, a project of the Rockford School District 205, seeks to prevent the erosion of the family unit by identifying individual and family strengths upon which to build and maintain a stable family unit; and

Whereas, the staff and board of directors have enhanced the service delivery system through intense and practical supportive interventions across the family life spectrum;

Therefore, I, Jim Edgar, Governor of the State of Illinois, recognize THE ROCKFORD EARLY CHILDHOOD PROGRAM'S FAMILY COMPONENT for earning the 1992 ILLINOIS MODEL FAMILY PROGRAM AWARD for helping families to be positive forces in their community and for enhancing the service delivery system in Illinois through energetic, creative programming.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 9, 1992.

92-168

**SEVENTH-DAY ADVENTIST SCHOOLS WEEK**

Whereas, since the founding of the Seventh-Day Adventist Church in 1863, Adventist Christian education on the elementary, secondary, college, and university levels has been dedicated to the premise of preparing youths for service to God, their country, and their local communities; and

Whereas, Adventist Christian education focuses on the harmonious development of the mental, physical, and spiritual powers of the youth; and

Whereas, Adventist Schools make their educational programs available to all students, regardless of race, creed, color, or sex;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 18-25, 1992, as SEVENTH-DAY ADVENTIST SCHOOLS WEEK in Illinois.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 9, 1992.

92-169

**TUMOR REGISTRARS WEEK**

Whereas, the Tumor Registry is an integral part of a hospital cancer program; and

Whereas, the Tumor Registry is a data base management system designed for collection and analysis of information on individuals with malignant diseases; and

Whereas, the data is used for education and research, as well as lifetime follow-ups on patients; and

Whereas, in Illinois, 97 approved cancer programs currently submit cancer patient data to individual hospitals, the American Cancer Society, and the American College of Surgeons;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 13-18, 1992, as TUMOR REGISTRARS WEEK in Illinois in recognition of the vital role the Tumor Registry plays in cancer research, education, and treatment.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 9, 1992.

92-170

**CHILD ABUSE PREVENTION MONTH/  
CHILDREN'S HOPE DAY**

Whereas, every year, some 2.5 million children in our nation are reported as suspected victims of abuse and neglect; and

Whereas, in Illinois last year, nearly 108,000 children were reported as suspected abuse victims, and 77 of those boys and girls died as a result of their injuries; and

Whereas, every child is entitled to feel loved, secure, cared for, and nurtured; and

Whereas, the welfare and development of every child is the responsibility of every adult with whom that child comes in contact; and

Whereas, the health of Illinois' families is one of the most important support mechanisms for our most precious resource--our children; and

Whereas, all society benefits when children and families co-exist in a healthy, nurturing environment so that our younger citizens can ultimately become the leaders and caregivers of the future;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 1992 as CHILD ABUSE PREVENTION MONTH and April 9, 1992, as CHILDREN'S HOPE DAY in Illinois. I urge citizens to take action to provide a safe, healthy environment that will permit our children to grow and prosper.

Issued by the Governor April 8, 1992.

Filed with the Secretary of State April 9, 1992.

ACTION CODES		JCAR - Joint Committee on Administrative Rules
A - Adopted Rule	P - Proposed Rule	
AR - Adopted Repealer	PF - Prohibited Filing Order by JCAR	
C - Notice of Corrections	PP - Peremptory or Court Ordered Rules	
CC - Codification Changes	PR - Proposed Repealer	
E - Emergency Rule	R - Refusal to meet JCAR Objection	
ER - Emergency Repealer	RC - Statement of Recommendation	
M - Modification to meet JCAR objections	S - Suspension ordered by JCAR	
O - JCAR Statement of Objections	W - Withdrawal to meet JCAR Objections	

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-9786.

#### ABANDONED MINED LANDS RECLAMATION COUNCIL

Abandoned Mined Lands Reclamation (P-2719) (E-2897)

62 Ill. Adm. Code 2501

#### AGING, DEPARTMENT ON

89 Ill. Adm. Code 240

89 Ill. Adm. Code 230

Community Care Program (E-17398/91; S-1744; W-2955; M-2943)

(P-17007/91; PF-1744; M-2930) (E-2630) (E-2901) (E-4069; RC-6898) (P-4087; C-5083)

Older Americans Act Programs (P-3605)

#### AGRICULTURE, DEPARTMENT OF

4 Ill. Adm. Code 550

8 Ill. Adm. Code 30

8 Ill. Adm. Code 110

8 Ill. Adm. Code 85

8 Ill. Adm. Code 55

8 Ill. Adm. Code 90

8 Ill. Adm. Code 115

8 Ill. Adm. Code 40

8 Ill. Adm. Code 125

2 Ill. Adm. Code 700

Americans With Disabilities Act Grievance Procedure (P-5097)

Animal Control Act (P-3618)

Animal Diagnostic Laboratory Act (P-3624)

Diseased Animals (P-3635)

Hatcheries, Poultry Flocks, & Produce Thereof (P-3646)

III. Dead Animal Disposal Act (P-3653)

III. Pseudorabies Control Act (P-3661)

Livestock Auction Markets (P-3673)

Meat & Poultry Inspection Act (PP-1899) (P-1921)

Organizational Chart, Description, Rulemaking Procedure, & Programs (A-3893)

Seed Arbitration (P-2969)

Standardization of Agriculture Products (P-3231)

Swine Disease Control & Eradication Act (P-3680)

#### ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF

4 Ill. Adm. Code 500

77 Ill. Adm. Code 2031

77 Ill. Adm. Code 2030

77 Ill. Adm. Code 2056

77 Ill. Adm. Code 2030

77 Ill. Adm. Code 2090

77 Ill. Adm. Code 2032

Americans With Disabilities Act Grievance Procedure (P-2721)

Award Criteria & Procedure (P-9149/91; AR-2455)

Award & Monitoring of Funds (P-9083/91; A-2457)

Driving Under the Influence Programs (P-4567)

Fiscal & Programmatic Requirements (P-9153/91; AR-2530)

Subacute Alcoholism & Substance Abuse Treatment Services (P-5104)

Suspension & Termination of Financial Assistance (P-9218; AR-2533)

#### ATTORNEY GENERAL

4 Ill. Adm. Code 125

Americans With Disabilities Act Grievance Procedure (P-2283)

#### BANKS AND TRUST COMPANIES, COMMISSIONER OF

38 Ill. Adm. Code 307

Acquisition of Former Main Banking Premises or Branches of

Eligible Depository Institutions (P-5391)

Administration of Assets Obtained in Collection of a Debt (P-5395)

Americans With Disabilities Act Grievance Procedure (P-4125)

#### CAPITAL DEVELOPMENT BOARD

71 Ill. Adm. Code 110

Americans With Disabilities Act Grievance Procedure (P-3689)

Prequalification & Suspension of Contractors (P-3695)

#### CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000

Carnival & Amusement Ride Inspection Law (P-5399)

#### CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

4 Ill. Adm. Code 450

Americans With Disabilities Act Grievance Procedure (P-2292)

Conditions of Employment (P-327)

Day Care (P-5141/91; A-4819)

General Provisions (P-334)

Merit & Fitness (P-336)

Pay Plan (P-342) (E-711) (P-12051/91; A-3450) (PP-5068; RC-6899)

(P-6521) (E-6888)

Personal Use of State Telephones (P-18013/91; A-4826)

Solicitation for Charitable Payroll Deductions (P-3235)

Travel (P-15199/91; A-4831)

#### CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 305

Client Service Planning (P-5403)

Financial Responsibility of Parents or Guardians of the Estates of

Children (P-13229/91; A-3924)

Licensing Standards for Day Care Homes (E-14734/91; M-2269)

#### COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

14 Ill. Adm. Code 526

County Economic Development Project Area Property Tax Allocation

Financing (P-6524)



**COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF (CONT'D)**

- 56 Ill. Adm. Code 2625 Economic Dislocation & Worker Adjustment Assistance (P-5124)  
 56 Ill. Adm. Code 2620 Employment & Training Assistance for Dislocated Workers (P-12964/91; A-6175)  
 14 Ill. Adm. Code 520 Enterprise Zone Program (P-9787/91; A-89)  
 47 Ill. Adm. Code 140 Ill. Clean & Beautiful Program (PR-13241/91; AR-2120)  
 14 Ill. Adm. Code 550 Local Tourism & Convention Bureau Program (P-10249/91; A-3464)  
 47 Ill. Adm. Code 100 Low Income Home Energy Assistance Program (P-14337/91; A-3940)  
 47 Ill. Adm. Code 120 State Administration of the Federal Community Services Block Grant Program (P-13993/91; A-3078)  
 56 Ill. Adm. Code 2630 Uniform Fiscal & Administrative Standards for the Job Training Partnership Act (P-8081/91; A-1524) (P-11545/91; A-6796)

**COMMERCE COMMISSION, ILLINOIS**

- 4 Ill. Adm. Code 400 Americans With Disabilities Act Grievance Procedure (P-5133)  
 83 Ill. Adm. Code 760 Cellular Radio Exclusion (P-14340/91; A-6177) (P-16535/91; A-6177)  
 92 Ill. Adm. Code 1311 Commodity Group Definitions (P-4195/91; W-2942)  
 92 Ill. Adm. Code 305 Construction of Electric Power & Communication Lines (P-16538/91; A-6180)  
 92 Ill. Adm. Code 1309 Conversion of Contract to Common Authority (P-3238)  
 92 Ill. Adm. Code 1440 Guidelines for the Assessment of Penalties (General Order 55 (MC)) (P-5139)  
 83 Ill. Adm. Code 440 Least-Cost Planning for Electric Utilities (P-4533)  
 83 Ill. Adm. Code 535 Least-Cost Planning for Natural Gas Utilities (P-4538)  
 83 Ill. Adm. Code 770 Operator Service Providers (P-3242)  
 83 Ill. Adm. Code 445 Purchase & Sale of Electric Energy from Qualified Solid Waste Energy Facilities (P-11025/91; A-2535)  
 83 Ill. Adm. Code 200 Rules of Practice (P-1936)  
 83 Ill. Adm. Code 410 Standards of Service for Electric Utilities (P-11899/91; A-2544)  
 83 Ill. Adm. Code 500 Standards of Service for Gas Utilities (P-11905/91; A-2550)  
 83 Ill. Adm. Code 757 Telephone Assistance Programs (P-6542)

**CONSERVATION, DEPARTMENT OF**

- 17 Ill. Adm. Code 3035 Boat Access Area Development Program (P-14783/91; A-1797)  
 17 Ill. Adm. Code 830 Commercial Fishing & Musseling in Certain Waters of the State (P-18327/91; A-5257)  
 17 Ill. Adm. Code 860 Commercial Fishing in Lake Michigan (P-4616)  
 17 Ill. Adm. Code 115 Competitive Tournament Fishing on State Owned and/or Leased Water Areas (P-18045/91; A-4835)  
 17 Ill. Adm. Code 2520 Consignment of Licenses (P-2297)  
 17 Ill. Adm. Code 2030 Designation of Restricted Waters in the State of Illinois (P-2302)  
 17 Ill. Adm. Code 950 Dog Training on Department-Owned or -Managed Sites (P-5429)  
 17 Ill. Adm. Code 960 Dog Training on Non-Department Owned or -Managed Lands (P-5433)  
 17 Ill. Adm. Code 730 Dove Hunting (P-5143)  
 17 Ill. Adm. Code 590 Duck, Goose & Coot Hunting (P-14157/91; A-570)  
 17 Ill. Adm. Code 1590 Falconry & the Captive Propagation of Raptors (P-4132)

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**CONSERVATION, DEPARTMENT OF (CONT'D)**

- 17 Ill. Adm. Code 890 Fish Removal With Chemicals (P-17811/91; A-5262)  
 17 Ill. Adm. Code 1530 Forest Products Transportation Act, The (P-2972)  
 17 Ill. Adm. Code 510 General Hunting & Trapping on Department-Owned or -Managed Sites (P-5436)  
 17 Ill. Adm. Code 1010 Ill. List of Endangered & Threatened Fauna (P-13594/91; A-103)  
 17 Ill. Adm. Code 3010 Ill. Snowmobile Grant Program (P-14794/91; A-1806)  
 17 Ill. Adm. Code 3030 Land & Water Conservation Fund Grant Program (P-14807/91; A-1816)  
 17 Ill. Adm. Code 570 Muskrat, Mink, Raccoon, Opossum, Striped Skunk, Weasel, Rd Fox, Gray Fox, Coyote, Beaver & Woodchuck (Groundhog) Trapping (P-5443)  
 17 Ill. Adm. Code 525 Nuisance Wildlife Control Permits (P-15647/91; A-1826)  
 17 Ill. Adm. Code 970 Pigeon Shooting Permits (PR-2727)  
 17 Ill. Adm. Code 550 Raccoon, Opossum, Striped Skunk, Red Fox, Gray Fox, Coyote & Woodchuck (Groundhog) Hunting (P-5454)  
 17 Ill. Adm. Code 150 Regulations for the Letting of Concessions, Farm Leases, Sale of Buildings and Facilities and Demolitions (P-18055/91; A-4839)  
 17 Ill. Adm. Code 3020 Snowmobile Trail Establishment Fund Grant Program (P-14820/91; A-1833)  
 17 Ill. Adm. Code 810 Sport Fishing Regulations for the Waters of Ill. (P-17817/91; A-5367) (E-6016) (P-6571)  
 17 Ill. Adm. Code 690 Squirrel Hunting (P-5157)  
 17 Ill. Adm. Code 880 Taking of Reptiles & Amphibians, The (P-13603/91; A-109)  
 17 Ill. Adm. Code 720 Taking of Wild Turkeys-Fall Archery Season, The (P-5466)  
 17 Ill. Adm. Code 715 Taking of Wild Turkeys-Fall Gun Season, The (P-5475)  
 17 Ill. Adm. Code 710 Taking of Wild Turkeys-Spring Season, The (P-14833/91; A-1843)  
 17 Ill. Adm. Code 1535 Timber Harvest Fees (P-2979)  
 17 Ill. Adm. Code 1538 Urban Forestry Grant Program (P-775; W-4555)  
 17 Ill. Adm. Code 1538 Urban & Community Forestry Grant Program (P-4148)  
 17 Ill. Adm. Code 670 White-Tailed Deer Hunting by Use of Bow and Arrow (P-5482)  
 17 Ill. Adm. Code 650 White-Tailed Deer Hunting by Use of Firearms (P-5501)  
 17 Ill. Adm. Code 660 White-Tailed Deer Hunting Season by Use of Muzzleloading Rifles (P-5525)  
 17 Ill. Adm. Code 740 Woodcock, Snipe, Rail & Teal Hunting (P-5540)

**CORRECTIONS, DEPARTMENT OF**

- 4 Ill. Adm. Code 475 Americans With Disabilities Act Grievance Procedure (P-3707)  
 20 Ill. Adm. Code 504 Discipline & Grievances (P-3715)  
 20 Ill. Adm. Code 525 Rights & Privileges (E-3583)(P-5166)  
 20 Ill. Adm. Code 405 School District #428 (P-5176)  
 20 Ill. Adm. Code 435 Volunteer Services (P-1941)

**CRIMINAL JUSTICE INFORMATION AUTHORITY**

- 20 Ill. Adm. Code 1580 Americans With Disabilities Act Grievance Procedure (P-1948)  
 20 Ill. Adm. Code 1570 Fees for Processing Requests for Conviction Information (P-2732)

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## EDUCATION, STATE BOARD OF

- 23 Ill. Adm. Code 130  
23 Ill. Adm. Code 235

Determining Special Education Per Capita Tuition Charge (P-1439)  
Preschool Educational & Coordinated Model Preschool Educational Programs (P-439)

## EDUCATION, STATE BOARD OF (CONT'D)

- 23 Ill. Adm. Code 120  
23 Ill. Adm. Code 260  
23 Ill. Adm. Code 226

Pupil Transportation Reimbursement (P-1452)  
Reading Improvement Program (P-5550)  
Special Education (P-3724)

## EDUCATIONAL LABOR RELATIONS BOARD, ILLINOIS

- 80 Ill. Adm. Code 1120

Unfair Labor Practice Proceedings (P-5554) (E-6052)

## EMERGENCY MANAGEMENT AGENCY, ILLINOIS

- 29 Ill. Adm. Code 205  
2 Ill. Adm. Code 1800

Local & Interjurisdictional Disaster Preparedness Plans (P-5556)  
Public Information, Rulemaking & Organization (P-5565)

## ENERGY AND NATURAL RESOURCES, DEPARTMENT OF

- 4 Ill. Adm. Code 600

Americans With Disabilities Act Grievance Procedure (P-5569)

## EMPLOYMENT SECURITY, DEPARTMENT OF

- 56 Ill. Adm. Code 2725  
56 Ill. Adm. Code 2720  
56 Ill. Adm. Code 2770  
56 Ill. Adm. Code 2732  
56 Ill. Adm. Code 2760  
56 Ill. Adm. Code 2765

Administrative Hearings & Appeals (P-13252/91; A-113) (P-14014/91; A-2122) (P-3734)  
Claims, Adjudication, Appeals & Hearings (P-14343/91; A-2556)  
Determination of Unemployment Contributions (P-13257/91; A-118)  
Employment (P-785) (P-3248)  
Notices, Records, Reports (P-14023/91; A-3993)  
Payment of Unemployment Contributions, Interest & Penalties (P-14032/91; A-2131)

## ENVIRONMENTAL PROTECTION AGENCY

- 35 Ill. Adm. Code 360

General Conditions of State of Ill. Grants for Sewage Treatment Works Under the Anti-Pollution Bond Act of 1970 (P-15202/91; A-5891)

- 68 Ill. Adm. Code 870  
35 Ill. Adm. Code 365  
35 Ill. Adm. Code 858

Landfill Operators Certification (P-12094/91; A-3096)  
Procedures for Issuing Loans from the Water Pollution Control Revolving Fund (P-3745)  
Procedures for Operation of the Non-Hazardous Solid Waste Fee System (P-4621)

- 35 Ill. Adm. Code 880

Procedures for Operation of the Potentially Infectious Medical Waste Transporter System (P-6127)

## FINANCIAL INSTITUTIONS, DEPARTMENT OF

- 4 Ill. Adm. Code 650

Americans With Disabilities Act Grievance Procedure (P-3253)

## FIRE MARSHALL, OFFICE OF THE STATE

- 41 Ill. Adm. Code 215  
41 Ill. Adm. Code 120  
41 Ill. Adm. Code 270  
41 Ill. Adm. Code 170

Americans With Disabilities Act Grievance Procedure (P-1954)  
Boiler & Pressure Vessel Safety (P-15823/91; A-6808)  
Hazardous Materials Emergency Response Reimbursement Standards (P-14845/91; A-6842)  
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The Sections Affected Index lists, by Title, each Section of a codified Part on which rulemaking activity has occurred in this volume of the Register and is divided into two parts: the first lists the Sections on which rulemaking activity occurred in the previous issues of this volume year; the second lists the Sections on which rulemaking activity occurred in this issue of the Register. (The headings at the top of each page indicate the two parts: the first part shows the previous issue numbers inclusively and the date of the last published issue; the second lists the current issue number and date.) The columns in both parts indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume (calendar year) of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 1 Ill. Adm. Code 100.280 was proposed last year and adopted this year. The action entry reads: (P-8577/89; A-724) The codes for both columns are listed below. For a complete listing of the Titles of the Illinois Administrative Code, please refer to 1 Ill. Adm. Code 100.140 or contact the Administrative Code Division.

TYPE OF RULEMAKING		ACTION CODES	
am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
rc	= reclassified	F	= Failure to Remedy
#	= renumbered	M	= Modification
		O	= ICAR Objection
		P	= Proposed rule
		PF	= Prohibited Filing
		PP	= Peremptory rule
		R	= Refusal to Modify or Withdraw
		RC	= ICAR Recommendation
		S	= Suspended rule
		W	= Withdrawal of Proposed rule

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245.100	n	(P-2314)	n	100.20	(P-3444)	n	
245.110	n	(P-2314)	n	100.30	(P-3444)	n	
245.120	n	(P-2314)	n	100.40	(P-3444)	n	
245.130	n	(P-2314)	n	100.50	(P-3444)	n	
245.104	n	(P-2314)	n	100.60	(P-3444)	n	
245.Ex.A	n	(P-2314)	n	100.70	(P-3444)	n	
245.Ex.A	n	(P-2314)	n	125.10	(P-2283)	n	
			n	125.20	(P-2283)	n	
			n	125.30	(P-2283)	n	
			n	125.40	(P-2283)	n	
			n	125.50	(P-2283)	n	
	am	(A-3893)	am	125.60	(P-2283)	n	
700.30	am	(A-3893)	am	125.70	(P-2283)	n	
700.35	n	(A-3893)	n	125.80	(P-2283)	n	
700.40	am	(A-3893)	am	125.Ap.A	(P-2283)	n	
700.50	am	(A-3893)	am	300.10	(P-3433)	n	
700.60	am	(A-3893)	am	300.20	(P-3433)	n	
700.70	am	(A-3893)	am	300.30	(P-3433)	n	
700.100	am	(A-3893)	am	300.40	(P-3433)	n	
700.130	am	(A-3893)	am	300.50	(P-3433)	n	
700.140	am	(A-3893)	am	300.60	(P-3433)	n	
1052.10	n	(P-2322)	n	300.70	(P-3433)	n	
1052.20	n	(P-2322)	n	350.110	(P-2106)	n	
1052.30	n	(P-2322)	n	350.120	(P-2106)	n	
1052.40	n	(P-2322)	n	350.130	(P-2106)	n	
1052.50	n	(P-2322)	n	350.140	(P-2106)	n	
1052.60	n	(P-2322)	n	350.150	(P-2106)	n	
1052.70	n	(P-2322)	n	350.160	(P-2106)	n	
1052.80	n	(P-2322)	n	350.170	(P-2106)	n	
1052.Ap.A	n	(P-2322)	n	350.180	(P-2106)	n	
1720.100	n	(A-4503)	n	375.10	(P-4125)	n	
1720.110	n	(A-4503)	n	375.20	(P-4125)	n	
1720.120	n	(A-4503)	n	375.30	(P-4125)	n	
1720.200	n	(A-4503)	n	375.40	(P-4125)	n	
1720.210	n	(A-4503)	n	375.50	(P-4125)	n	
1720.300	n	(A-4503)	n	375.60	(P-4125)	n	
1720.310	n	(A-4503)	n	375.70	(P-4125)	n	
1720.320	n	(A-4503)	n	400.10	(P-5133)	n	
1720.330	n	(A-4503)	n	400.20	(P-5133)	n	
1720.340	n	(A-4503)	n	400.30	(P-5133)	n	
1720.350	n	(A-4503)	n	400.40	(P-5133)	n	
1720.360	n	(A-4503)	n	400.50	(P-5133)	n	
1720.370	n	(A-4503)	n	400.60	(P-5133)	n	
1720.380	n	(A-4503)	n	400.70	(P-5133)	n	
1800.10	am	(P-5565)	am	450.10	(P-2292)	n	
1800.20	am	(P-5565)	am	450.20	(P-2292)	n	
1800.100	am	(P-5565)	am	450.30	(P-2292)	n	
1800.II.A	am	(P-5565)	am	450.40	(P-2292)	n	
			n	450.50	(P-2292)	n	
			n	450.60	(P-2292)	n	
			n	450.70	(P-2292)	n	
TITLE 4							
100.10	n	(P-3444)	n				

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475.10	n	(P-3707)	85.15	am	(P-3635)	436.70	am
475.15	n	(P-3707)	85.75	am	(P-3635)	436.80	r
475.17	n	(P-3707)	85.80	am	(P-3635)	436.90	r
475.20	n	(P-3707)	85.100	am	(P-3635)	436.100	am
475.30	n	(P-3707)	85.115	am	(P-3635)	436.110	am
475.40	n	(P-3707)	85.120	n	(P-3635)	436.120	r
475.50	n	(P-3707)	90.5	n	(P-3635)	436.130	am
475.50	n	(P-3707)	90.110	am	(P-3680)	436.140	r
500.1	n	(P-2721)	105.5	am	(P-3680)	440.40	am
500.2	n	(P-2721)	105.10	am	(P-3680)	440.50	am
500.3	n	(P-2721)	105.30	am	(P-3680)	440.60	am
500.4	n	(P-2721)	105.90	n	(P-3680)	440.120	am
500.5	n	(P-2721)	110.50	am	(P-3624)	440.160	n
500.6	n	(P-2721)	110.80	am	(P-3624)	450.10	n
500.7	n	(P-2721)	110.90	am	(P-3624)	502.30	am
550.10	n	(P-5097)	110.110	am	(P-3624)	1305.120	r
550.20	n	(P-5097)	110.120	am	(P-3661)	1305.130	r
550.30	n	(P-5097)	115.10	am	(P-3661)	1305.140	am
550.40	n	(P-5097)	115.20	am	(P-3661)	1314.10	r
550.50	n	(P-5097)	115.30	am	(P-3661)	1424.100	r
550.60	n	(P-5097)	115.50	am	(P-3661)	1424.105	r
550.70	n	(P-5097)	115.70	am	(P-3661)	1424.170	am
600.10	n	(P-5569)	115.80	am	(P-3661)	1424.250	am
600.20	n	(P-5569)	115.100	am	(P-1921)	1705.10	n
600.30	n	(P-5569)	125.10	am	(P-1921)	1705.20	n
600.40	n	(P-5569)	125.190	am	(P-1899)	1705.30	n
600.50	n	(P-5569)	125.260	am	(P-1921)	1705.40	n
600.60	n	(P-5569)	125.270	am	(P-1921)	1705.50	n
600.70	n	(P-5569)	125.290	am	(P-1899)	1705.60	n
650.10	n	(P-3253)	125.295	n	(P-1921)	1705.70	n
650.20	n	(P-3253)	125.380	am	(P-2969)		
650.30	n	(P-3253)	125.390	am			
650.40	n	(P-3253)	235.10	n			
650.50	n	(P-3253)	235.20	n			
650.60	n	(P-3253)					
650.70	n	(P-3253)					
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30.150	am	(P-3618)	415.60	n	(P-1263)	170.10	am
40.5	am	(P-3673)	422.10	am	(P-6742)	170.11	am
40.60	am	(P-3673)	422.70	am	(P-6742)	170.12	am
40.100	am	(P-3673)	422.90	am	(P-6742)	170.13	am
40.170	am	(P-3673)	422.100	am	(P-6742)	170.14	am
55.10	am	(P-3646)	422.110	am	(P-6742)	170.17	am
55.40	am	(P-3646)	435.20	am	(P-6742)	170.20	am
55.45	am	(P-3646)	436.05	n	(P-6742)	170.30	n
55.50	am	(P-3646)	436.10	r	(P-15655/91; A-4520)	175.10	am
55.90	am	(P-3646)	436.20	am	(P-15655/91; A-4520)	520.900	am
55.100	am	(P-3646)	436.30	r	(P-15655/91; A-4520)	520.930	am
85.5	am	(P-3635)	436.40	r	(P-15655/91; A-4520)	520.1100	n
			436.50	r	(P-15655/91; A-4520)	520.1110	n
				am	(P-15655/91; A-4520)	520.1120	n
				am	(P-15655/91; A-4520)	520.1130	n
				am	(P-15655/91; A-4520)	520.1140	n
				am	(P-15655/91; A-4520)	526.10	n



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710.10	am	4170.550	n
710.20	am	4170.600	n
710.21	n	4170.700	n
710.30	am	4170.800	n
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715.10	am		
715.20	am		
715.40	am		
720.10	am		
720.20	am		
720.30	am		
720.40	am		
730.20	am		
730.30	am		
740.10	am		
800.35	am		
810.37	am		
810.45	am		
810.60	am		
810.70	am		
810.90	am		
830.60	am		
830.70	am		
830.90	am		
850.10	am		
850.20	am		
850.30	am		
880.10	n		
880.20	n		
880.30	n		
880.40	n		
880.50	n		
890.10	n		
890.20	n		
890.30	n		
890.40	n		
890.50	n		
950.20	am		
950.40	am		
960.30	am		
970.10	r		
970.20	r		
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970.40	r		

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970.60	r	(P-2727)	
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244.101	am	(P-22)	611.603	#	(P-5582)
244.106	am	(P-22)	611.604	n	(P-5582)
244.107	am	(P-22)	611.605	n	(P-5582)
244.121	am	(P-22)	611.606	am	(P-5582)
244.161	am	(P-22)	611.607	am	(P-5582)
244.162	am	(P-22)	611.608	n	(P-5582)
244.163	am	(P-22)	611.610	n	(P-5582)
244.166	am	(P-22)	611.611	n	(P-5582)
244.167	am	(P-22)	611.611	n	(P-5582)
244.168	am	(P-22)	611.631	n	(P-5582)
244.169	am	(P-22)	611.640	n	(P-5582)
244.Ap.D	am	(P-22)	611.641	am	(P-5582)
360.601	am	(P-15202/91; A-5891)	611.645	am	(P-5582)
360.602	am	(P-15202/91; A-5891)	611.646	n	(P-5582)
365.103	am	(P-3745)	611.647	#	(P-5582)
365.104	am	(P-3745)	611.647	am	(P-5582)
365.203	am	(P-3745)	611.648	#	(P-5582)
365.304	am	(P-3745)	611.650	r	(P-5582)
365.401	am	(P-3745)	611.657	r	(P-5582)
365.402	am	(P-3745)	611.658	n	(P-5582)
365.404	am	(P-3745)	611.851	am	(P-5582)
365.405	am	(P-3745)	611.Ap.A	am	(P-5582)
365.503	am	(P-3745)	615.101	n	(P-1702; A-1538)
365.602	am	(P-3745)	615.102	n	(P-10303/91; O-17791/91;
365.603	am	(P-3745)	615.103	n	R-1702; A-1538)
365.604	am	(P-3745)	615.104	n	(P-10303/91; O-17791/91;
365.803	n	(P-3745)	615.105	n	R-1702; A-1538)
365.903	am	(P-3745)	615.201	n	(P-10303/91; O-17791/91;
365.1101	am	(P-3745)	615.202	n	R-1702; A-1538)
601.105	am	(P-9829/91; O-17792/91)	615.203	n	(P-10303/91; O-17791/91;
		R-1713; A-1585)	615.204	n	R-1702; A-1538)
611.101	am	(P-5582)	615.205	n	(P-10303/91; O-17791/91;
611.102	am	(P-5582)	615.206	n	R-1702; A-1538)
611.110	am	(P-5582)	615.207	n	(P-10303/91; O-17791/91;
611.111	am	(P-5582)			R-1702; A-1538)
611.112	am	(P-5582)			
611.295	n	(P-5582)			
611.296	n	(P-5582)			
611.300	am	(P-5582)			
611.301	n	(P-5582)			
611.310	am	(P-5582)			
611.311	am	(P-5582)			
611.526	am	(P-5582)			
611.591	#	(P-5582)			
611.592	#	(P-5582)			
611.600	n	(P-5582)			
611.601	am	(P-5582)			
611.602	#	(P-5582)			

TITLE 35 (CONT'D)			TITLE 35 (CONT'D)		
615.208	n	(P-10303/91; O-17791/91;	615.446	n	(P-10303/91; O-17791/91;
615.209	n	R-1702; A-1538)	615.447	n	R-1702; A-1538)
615.210	n	(P-10303/91; O-17791/91;	615.461	n	(P-10303/91; O-17791/91;
615.211	n	R-1702; A-1538)	615.462	n	R-1702; A-1538)
615.301	n	(P-10303/91; O-17791/91;	615.463	n	(P-10303/91; O-17791/91;
615.302	n	R-1702; A-1538)	615.464	n	R-1702; A-1538)
615.303	n	(P-10303/91; O-17791/91;	615.501	n	(P-10303/91; O-17791/91;
615.304	n	R-1702; A-1538)	615.502	n	R-1702; A-1538)
615.305	n	(P-10303/91; O-17791/91;	615.601	n	(P-10303/91; O-17791/91;
615.306	n	R-1702; A-1538)	615.602	n	R-1702; A-1538)
615.307	n	(P-10303/91; O-17791/91;	615.603	n	(P-10303/91; O-17791/91;
615.401	n	R-1702; A-1538)	615.604	n	R-1702; A-1538)
615.402	n	(P-10303/91; O-17791/91;	615.621	n	(P-10303/91; O-17791/91;
615.403	n	R-1702; A-1538)	615.622	n	R-1702; A-1538)
615.404	n	(P-10303/91; O-17791/91;	615.623	n	(P-10303/91; O-17791/91;
615.421	n	R-1702; A-1538)	615.624	n	R-1702; A-1538)
615.422	n	(P-10303/91; O-17791/91;	615.701	n	(P-10303/91; O-17791/91;
615.423	n	R-1702; A-1538)	615.702	n	(P-10303/91; O-17791/91;
615.424	n	(P-10303/91; O-17791/91;	615.703	n	(P-10303/91; O-17791/91;
615.425	n	R-1702; A-1538)	615.704	n	(P-10303/91; O-17791/91;
615.441	n	(P-10303/91; O-17791/91;	615.705	n	R-1702; A-1538)
615.442	n	R-1702; A-1538)	615.721	n	(P-10303/91; O-17791/91;
615.443	n	(P-10303/91; O-17791/91;	615.722	n	(P-10303/91; O-17791/91;
615.444	n	R-1702; A-1538)	615.723	n	R-1702; A-1538)
615.445	n	(P-10303/91; O-17791/91;	615.724	n	(P-10303/91; O-17791/91;
		R-1702; A-1538)			R-1702; A-1538)

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616.102	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.423	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.701	n
616.104	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.424	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.702	n
616.105	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.425	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.703	n
616.201	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.441	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.704	n
616.202	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.442	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.705	n
616.203	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.443	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.721	n
616.204	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.444	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.722	n
616.205	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.445	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.723	n
616.206	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.446	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.724	n
616.207	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.447	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.725	n
616.208	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.462	n	(P-9836/91; O-17793/91; R-1723; A-1592)	617.101	n
616.209	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.463	n	(P-9836/91; O-17793/91; R-1723; A-1592)	617.102	n
616.210	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.464	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.150	am
616.211	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.501	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.155	am
616.301	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.502	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.157	am
616.302	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.601	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.208	n
616.303	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.602	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.211	am
616.304	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.603	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.232	n
616.305	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.604	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.280	am
616.306	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.605	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.283	am
616.307	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.621	n	(P-9836/91; O-17793/91; R-1723; A-1592)	703.283	am
616.401	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.622	n	(P-9836/91; O-17793/91; R-1723; A-1592)	720.110	am
616.402	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.623	n	(P-9836/91; O-17793/91; R-1723; A-1592)	720.111	am
616.421	n	(P-9836/91; O-17793/91; R-1723; A-1592)	616.624	n	(P-9836/91; O-17793/91; R-1723; A-1592)	721.102	am
						721.103	am
						721.104	am
						721.106	am
						721.120	am
						721.131	am
						721.132	am
						721.132	am
						721.133	am
						721.134	am



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728.113	n	(P-916)	r	731.194	r	(P-2330)	r
728.133	am	(P-916)	r	731.195	r	(P-2330)	r
728.135	am	(P-916)	r	731.196	r	(P-2330)	r
728.140	am	(P-916)	r	731.197	r	(P-2330)	r
728.142	am	(P-916)	r	731.198	r	(P-2330)	r
728.144	am	(P-916)	r	731.199	r	(P-2330)	r
728.144	am	(P-916)	r	731.200	r	(P-2330)	r
728.Ap.D	am	(P-916)	r	731.202	r	(P-2330)	r
728.Ap.E	am	(P-916)	r	731.203	r	(P-2330)	r
728.Ap.G	am	(P-916)	r	731.204	r	(P-2330)	r
728.Ap.H	am	(P-916)	r	731.205	r	(P-2330)	r
728.Ap.I	n	(P-916)	r	731.206	r	(P-2330)	r
728.Tb.A	am	(P-916)	r	731.207	r	(P-2330)	r
728.Tb.B	am	(P-916)	r	731.208	r	(P-2330)	r
728.Tb.C	am	(P-916)	r	731.209	r	(P-2330)	r
728.Tb.D	am	(P-916)	r	731.210	r	(P-2330)	r
728.Tb.E	am	(P-916)	r	731.211	r	(P-2330)	r
731.110	am	(P-2330)	am	731.Ap.A	am	(P-2330)	am
731.111	r	(P-2330)	n	731.Ap.C	n	(P-2330)	n
731.112	am	(P-2330)	r	809.901	r	(P-13017/91; A-130)	r
731.113	am	(P-2330)	r	809.902	r	(P-13017/91; A-130)	r
731.114	r	(P-2330)	r	809.903	r	(P-13017/91; A-130)	r
731.120	r	(P-2330)	r	809.904	r	(P-13017/91; A-130)	r
731.121	r	(P-2330)	r	809.905	r	(P-13017/91; A-130)	r
731.122	am	(P-2330)	r	809.906	r	(P-13017/91; A-130)	r
731.130	r	(P-2330)	am	848.101	am	(P-13004/91; A-3114)	am
731.131	r	(P-2330)	am	848.202	am	(P-13004/91; A-3114)	am
731.132	r	(P-2330)	am	848.205	am	(P-13004/91; A-3114)	am
731.133	r	(P-2330)	n	848.206	n	(P-13004/91; A-3114)	n
731.134	r	(P-2330)	n	848.207	n	(P-13004/91; A-3114)	n
731.140	r	(P-2330)	n	848.208	n	(P-13004/91; A-3114)	n
731.141	r	(P-2330)	r	849.101	r	(P-13265/91; A-2880)	r
731.142	r	(P-2330)	r	849.102	r	(P-13265/91; A-2880)	r
731.143	r	(P-2330)	r	849.103	r	(P-13265/91; A-2880)	r
731.144	r	(P-2330)	r	849.104	r	(P-13265/91; A-2880)	r
731.145	r	(P-2330)	r	849.105	r	(P-13265/91; A-2880)	r
731.150	r	(P-2330)	r	849.106	r	(P-13265/91; A-2880)	r
731.151	r	(P-2330)	am	858.207	am	(P-4621)	am
731.152	r	(P-2330)	n	880.100	n	(P-6127)	n
731.153	r	(P-2330)	n	880.101	n	(P-6127)	n
731.161	am	(P-2330)	n	880.102	n	(P-6127)	n
731.162	am	(P-2330)	n	880.103	n	(P-6127)	n
731.170	r	(P-2330)	n	880.104	n	(P-6127)	n
731.171	r	(P-2330)	n	880.105	n	(P-6127)	n
731.172	r	(P-2330)	n	880.106	n	(P-6127)	n
731.173	r	(P-2330)	n	880.200	n	(P-6127)	n
731.174	r	(P-2330)	n	880.201	n	(P-6127)	n
731.190	r	(P-2330)	n	880.202	n	(P-6127)	n
731.191	r	(P-2330)	n	880.203	n	(P-6127)	n
731.192	r	(P-2330)	n	880.300	n	(P-6127)	n
731.193	r	(P-2330)	n	880.301	n	(P-6127)	n
<b>TITLE 41</b>				<b>TITLE 41</b>			
120.10	am	(P-15823/91; A-6808)	am	120.10	am	(P-15823/91; A-6808)	am
120.900	am	(P-15823/91; A-6808)	am	120.900	am	(P-15823/91; A-6808)	am
120.1000	am	(P-15823/91; A-6808)	am	120.1000	am	(P-15823/91; A-6808)	am
120.1010	n	(P-15823/91; A-6808)	n	120.1010	n	(P-15823/91; A-6808)	n
120.1020	n	(P-15823/91; A-6808)	n	120.1020	n	(P-15823/91; A-6808)	n
120.1030	n	(P-15823/91; A-6808)	n	120.1030	n	(P-15823/91; A-6808)	n
120.1040	n	(P-15823/91; A-6808)	n	120.1040	n	(P-15823/91; A-6808)	n
120.1041	n	(P-15823/91; A-6808)	n	120.1041	n	(P-15823/91; A-6808)	n
120.1100	am	(P-15823/91; A-6808)	am	120.1100	am	(P-15823/91; A-6808)	am
120.1200	am	(P-15823/91; A-6808)	am	120.1200	am	(P-15823/91; A-6808)	am
120.1280	am	(P-15823/91; A-6808)	am	120.1280	am	(P-15823/91; A-6808)	am
120.Ap.B	n	(P-15823/91; A-6808)	n	120.Ap.B	n	(P-15823/91; A-6808)	n
170.800	n	(P-10875/91; A-4845)	n	170.800	n	(P-10875/91; A-4845)	n
170.810	n	(P-10875/91; A-4845)	n	170.810	n	(P-10875/91; A-4845)	n
170.820	n	(P-10875/91; A-4845)	n	170.820	n	(P-10875/91; A-4845)	n
170.830	n	(P-10875/91; A-4845)	n	170.830	n	(P-10875/91; A-4845)	n
170.840	n	(P-10875/91; A-4845)	n	170.840	n	(P-10875/91; A-4845)	n
170.850	n	(P-10875/91; A-4845)	n	170.850	n	(P-10875/91; A-4845)	n
170.860	n	(P-10875/91; A-4845)	n	170.860	n	(P-10875/91; A-4845)	n
170.870	n	(P-10875/91; A-4845)	n	170.870	n	(P-10875/91; A-4845)	n
170.880	n	(P-10875/91; A-4845)	n	170.880	n	(P-10875/91; A-4845)	n
170.890	n	(P-10875/91; A-4845)	n	170.890	n	(P-10875/91; A-4845)	n
170.900	n	(P-10875/91; A-4845)	n	170.900	n	(P-10875/91; A-4845)	n
170.910	n	(P-10875/91; A-4845)	n	170.910	n	(P-10875/91; A-4845)	n
215.1	n	(P-1954)	n	215.1	n	(P-1954)	n
215.2	n	(P-1954)	n	215.2	n	(P-1954)	n
215.20	n	(P-1954)	n	215.20	n	(P-1954)	n
215.30	n	(P-1954)	n	215.30	n	(P-1954)	n
215.40	n	(P-1954)	n	215.40	n	(P-1954)	n
215.50	n	(P-1954)	n	215.50	n	(P-1954)	n
215.60	n	(P-1954)	n	215.60	n	(P-1954)	n
<b>TITLE 44</b>				<b>TITLE 44</b>			
950.110	r	(P-3695)	r	950.110	r	(P-3695)	r
950.120	r	(P-3695)	r	950.120	r	(P-3695)	r
950.130	r	(P-3695)	r	950.130	r	(P-3695)	r
950.140	r	(P-3695)	r	950.140	r	(P-3695)	r
950.150	r	(P-3695)	r	950.150	r	(P-3695)	r
950.160	r	(P-3695)	r	950.160	r	(P-3695)	r
950.170	r	(P-3695)	r	950.170	r	(P-3695)	r
950.180	r	(P-3695)	r	950.180	r	(P-3695)	r
950.210	r	(P-3695)	r	950.210	r	(P-3695)	r
950.220	r	(P-3695)	r	950.220	r	(P-3695)	r
950.230	r	(P-3695)	r	950.230	r	(P-3695)	r
950.240	r	(P-3695)	r	950.240	r	(P-3695)	r
950.250	r	(P-3695)	r	950.250	r	(P-3695)	r
950.260	r	(P-3695)	r	950.260	r	(P-3695)	r
950.270	r	(P-3695)	r	950.270	r	(P-3695)	r
950.280	r	(P-3695)	r	950.280	r	(P-3695)	r
950.290	r	(P-3695)	r	950.290	r	(P-3695)	r
950.300	r	(P-3695)	r	950.300	r	(P-3695)	r
5030.130	am	(P-18013/91; A-4826)	am	5030.130	am	(P-18013/91; A-4826)	am
<b>TITLE 47</b>				<b>TITLE 47</b>			
100.10	am	(P-14337/91; A-3940)	am	100.10	am	(P-14337/91; A-3940)	am
100.20	am	(P-14337/91; A-3940)	am	100.20	am	(P-14337/91; A-3940)	am
100.30	am	(P-14337/91; A-3940)	am	100.30	am	(P-14337/91; A-3940)	am
100.40	am	(P-14337/91; A-3940)	am	100.40	am	(P-14337/91; A-3940)	am
100.50	am	(P-14337/91; A-3940)	am	100.50	am	(P-14337/91; A-3940)	am
100.85	am	(P-14337/91; A-3940)	am	100.85	am	(P-14337/91; A-3940)	am
100.103	am	(P-14337/91; A-3940)	am	100.103	am	(P-14337/91; A-3940)	am
100.105	am	(P-14337/91; A-3940)	am	100.105	am	(P-14337/91; A-3940)	am
100.106	r	(P-14337/91; A-3940)	r	100.106	r	(P-14337/91; A-3940)	r
100.110	am	(P-14337/91; A-3940)	am	100.110	am	(P-14337/91; A-3940)	am
100.111	r	(P-14337/91; A-3940)	r	100.111	r	(P-14337/91; A-3940)	r
100.113	am	(P-14337/91; A-3940)	am	100.113	am	(P-14337/91; A-3940)	am
100.115	am	(P-14337/91; A-3940)	am	100.115	am	(P-14337/91; A-3940)	am
100.120	am	(P-14337/91; A-3940)	am	100.120	am	(P-14337/91; A-3940)	am
100.Ap.A	am	(P-14337/91; A-3940)	am	100.Ap.A	am	(P-14337/91; A-3940)	am
.II.A	n	(P-14337/91; A-3940)	n	.II.A	n	(P-14337/91; A-3940)	n
.II.B	n	(P-14337/91; A-3940)	n	.II.B	n	(P-14337/91; A-3940)	n
.II.C	n	(P-14337/91; A-3940)	n	.II.C	n	(P-14337/91; A-3940)	n
.II.D	n	(P-14337/91; A-3940)	n	.II.D	n	(P-14337/91; A-3940)	n

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TITLE 47 (CONT'D)		TITLE 50 (CONT'D)	
II.E n	(P-14337/91; A-3940)	310.702	(P-1961)
II.F n	(P-14337/91; A-3940)	310.703	(P-1961)
100.Ap.D am	(P-14337/91; A-3940)	310.801	(P-1961)
100.Ap.E r	(P-14337/91; A-3940)	310.802	(P-1961)
100.Ap.F r	(P-14337/91; A-3940)	310.803	(P-1961)
120.30 am	(P-13993/91; A-3078)	310.804	(P-1961)
120.55 am	(P-13993/91; A-3078)	310.805	(P-1961)
120.80 am	(P-13993/91; A-3078)	310.806	(P-1961)
120.90 am	(P-13993/91; A-3078)	310.901	(P-1961)
120.110 am	(P-13993/91; A-3078)	310.902	(P-1961)
120.115 am	(P-13993/91; A-3078)	310.913	(P-1961)
140.10 r	(P-13241/91; A-2120)	350.213	(P-5185) (E-5369)
140.20 r	(P-13241/91; A-2120)	TITLE 50	
140.30 r	(P-13241/91; A-2120)	904.30	(P-4159)
140.40 r	(P-13241/91; A-2120)	2008.10	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
140.50 r	(P-13241/91; A-2120)	2008.20	(P-14859/91; PF-1743; W-2956; A-2766)
140.60 r	(P-13241/91; A-2120)	2008.30	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.101 am	(P-1961)	2008.40	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.102 am	(P-1961)	2008.50	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.103 am	(P-1961)	2008.60	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.106 am	(P-1961)	2008.61	(P-14859/91; PF-1743; W-2956; A-2766)
310.107 am	(P-1961)	2008.70	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.110 am	(P-1961)	2008.71	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.111 am	(P-1961)	2008.71	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.113 am	(P-1961)	2008.72	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.201 am	(P-1961)	2008.73	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.202 am	(P-1961)	2008.74	(P-14859/91; PF-1743; W-2956; A-2766)
310.203 am	(P-1961)	2008.75	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.204 am	(P-1961)	2008.80	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.205 am	(P-1961)	2008.81	(P-14859/91; PF-1743; W-2956; A-2766)
310.206 am	(P-1961)	2008.81	(P-14859/91; PF-1743; W-2956; A-2766)
310.301 am	(P-1961)	2008.81	(P-14859/91; PF-1743; W-2956; A-2766)
310.302 am	(P-1961)	310.701	(P-1961)
310.303 am	(P-1961)		
310.304 am	(P-1961)		
310.305 am	(P-1961)		
310.306 am	(P-1961)		
310.307 am	(P-1961)		
310.309 am	(P-1961)		
310.401 am	(P-1961)		
310.402 am	(P-1961)		
310.403 am	(P-1961)		
310.404 am	(P-1961)		
310.405 am	(P-1961)		
310.602 am	(P-1961)		
310.603 am	(P-1961)		
310.604 am	(P-1961)		
310.701 am	(P-1961)		

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TITLE 50 (CONT'D)		TITLE 56	
2008.82	(P-14859/91; PF-1743; W-2956; A-2766)	2008.Ap.N	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.90	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	2008.Ap.N	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.100	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	2008.Ap.O	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.101	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	2008.Ap.O	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.102	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	2008.Ap.P	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.103	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	3313.40	(P-15244/91; A-5329)
2008.104	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	3119.40	(P-11055/91; A-126)
2008.110	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	6701.Ex.A	(P-17013/91; A-5326)
2008.Ap.A	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	TITLE 56	
2008.Ap.B	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.100	(P-1997)
2008.Ap.C	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.110	(P-1997)
2008.Ap.C	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.120	(P-1997)
2008.Ap.D	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.130	(P-1997)
2008.Ap.D	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.140	(P-1997)
2008.Ap.E	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.150	(P-1997)
2008.Ap.E	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.160	(P-1997)
2008.Ap.F	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.170	(P-1997)
2008.Ap.G	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.105	(P-15862/91; A-5335)
2008.Ap.H	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.110	(P-15862/91; A-5335)
2008.Ap.I	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.115	(P-15862/91; A-5335)
2008.Ap.J	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.120	(P-15862/91; A-5335)
2008.Ap.K	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.125	(P-15862/91; A-5335)
2008.Ap.L	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.130	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.135	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.140	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.145	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.150	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.200	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.500	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.600	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.700	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.705	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.710	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.715	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.805	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.820	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.825	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.855	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.860	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.100	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.110	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.120	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.200	(P-15862/91; A-5335)
2008.Ap.M	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.210	(P-15862/91; A-5335)



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300.220	r	(P-4626; C-6897)	300.1010	n	(P-4626; C-6897)
300.230	r	(P-4626; C-6897)	300.1020	n	(P-4626; C-6897)
300.300	r	(P-4626; C-6897)	350.10	am	(P-1)
300.310	r	(P-4626; C-6897)	350.280	am	(P-1) (P-3780)
300.400	r	(P-4626; C-6897)	350.290	n	(P-3260)
300.410	r	(P-4626; C-6897)	350.300	n	(P-3260)
300.420	r	(P-4626; C-6897)	350.310	n	(P-3260)
300.430	r	(P-4626; C-6897)	350.400	n	(P-4645; C-6057)
300.440	n	(P-4626; C-6897)	350.410	n	(P-4645; C-6057)
300.450	n	(P-4626; C-6897)	350.420	n	(P-4645; C-6057)
300.460	n	(P-4626; C-6897)	350.430	n	(P-4645; C-6057)
300.500	n	(P-4626; C-6897)	350.440	n	(P-4645; C-6057)
300.510	n	(P-4626; C-6897)	350.450	n	(P-4645; C-6057)
300.520	n	(P-4626; C-6897)	350.460	n	(P-4645; C-6057)
300.600	n	(P-4626; C-6897)	350.470	n	(P-4645; C-6057)
300.610	n	(P-4626; C-6897)	350.480	n	(P-4645; C-6057)
300.620	n	(P-4626; C-6897)	350.490	n	(P-4645; C-6057)
300.630	n	(P-4626; C-6897)	350.500	n	(P-4645; C-6057)
300.640	n	(P-4626; C-6897)	1700.10	n	(P-1469)
300.700	n	(P-4626; C-6897)	1700.20	n	(P-1469)
300.710	n	(P-4626; C-6897)	1700.30	n	(P-1469)
300.720	n	(P-4626; C-6897)	1700.40	n	(P-1469)
300.730	n	(P-4626; C-6897)	1700.50	n	(P-1469)
300.740	n	(P-4626; C-6897)	1700.60	n	(P-1469)
300.750	n	(P-4626; C-6897)	2620.10	r	(P-12964/91; A-6175)
300.760	n	(P-4626; C-6897)	2620.20	r	(P-12964/91; A-6175)
300.770	n	(P-4626; C-6897)	2620.30	r	(P-12964/91; A-6175)
300.780	n	(P-4626; C-6897)	2620.40	r	(P-12964/91; A-6175)
300.790	n	(P-4626; C-6897)	2620.50	r	(P-12964/91; A-6175)
300.800	n	(P-4626; C-6897)	2620.60	r	(P-12964/91; A-6175)
300.810	n	(P-4626; C-6897)	2620.70	r	(P-12964/91; A-6175)
300.820	n	(P-4626; C-6897)	2620.80	r	(P-12964/91; A-6175)
300.830	n	(P-4626; C-6897)	2620.90	r	(P-12964/91; A-6175)
300.840	n	(P-4626; C-6897)	2620.100	r	(P-12964/91; A-6175)
300.850	n	(P-4626; C-6897)	2625.55	am	(P-5124)
300.860	n	(P-4626; C-6897)	2630.82	am	(P-8081/91; A-1524)
300.870	n	(P-4626; C-6897)	2630.83	am	(P-11545/91; A-6796)
300.880	n	(P-4626; C-6897)	2720.1	am	(P-8081/91; A-1524)
300.890	n	(P-4626; C-6897)	2720.5	am	(P-14343/91; A-2556)
300.900	n	(P-4626; C-6897)	2720.7	am	(P-14343/91; A-2556)
300.910	n	(P-4626; C-6897)	2720.10	am	(P-14343/91; A-2556)
300.920	n	(P-4626; C-6897)	2720.108	am	(P-14343/91; A-2556)
300.930	n	(P-4626; C-6897)	2720.130	am	(P-14343/91; A-2556)
300.940	n	(P-4626; C-6897)	2720.215	n	(P-14343/91; A-2556)
300.950	n	(P-4626; C-6897)	2720.240	am	(P-14343/91; A-2556)
300.960	n	(P-4626; C-6897)	2720.315	am	(P-14343/91; A-2556)
300.970	n	(P-4626; C-6897)	2725.100	am	(P-3734)
300.980	n	(P-4626; C-6897)	2725.105	am	(P-14014/91; A-2122)
300.990	n	(P-4626; C-6897)	2725.115	am	(P-14014/91; A-2122)
300.1000	n	(P-4626; C-6897)			

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2725.225	am	(P-3734)	132.105	n	(P-7) (E-211)
2725.237	n	(P-13252/91; A-113)	132.110	n	(P-7) (E-211)
2725.245	am	(P-3734)	132.115	n	(P-7) (E-211)
2732.203	n	(P-3248)	132.120	n	(P-7) (E-211)
2732.220	n	(P-3248)	132.125	n	(P-7) (E-211)
2732.305	n	(P-785)	132.130	n	(P-7) (E-211)
2760.110	am	(P-14023/91; A-3993)	132.135	n	(P-7) (E-211)
2760.120	am	(P-14023/91; A-3993)	132.140	n	(P-7) (E-211)
2760.125	am	(P-14023/91; A-3993)	132.145	n	(P-7) (E-211)
2760.130	am	(P-14023/91; A-3993)	132.150	n	(P-7) (E-211)
2760.145	am	(P-14023/91; A-3993)	132.155	n	(P-7) (E-211)
2760.150	am	(P-14023/91; A-3993)	132.160	n	(P-7) (E-211)
2765.45	am	(P-14032/91; A-2131)	132.165	n	(P-7) (E-211)
2765.55	am	(P-14032/91; A-2131)	132.170	n	(P-7) (E-211)
2765.60	am	(P-14032/91; A-2131)	132.Ap.A	n	(P-7) (E-211)
2765.68	am	(P-14032/91; A-2131)	132.Ap.B	n	(P-7) (E-211)
2770.110	am	(P-13257/91; A-118)	.Tb.A	n	(P-7) (E-211)
5400.110	am	(P-1490) (E-1693)	.Tb.B	n	(P-7) (E-211)
5400.210	am	(P-1490) (E-1693)	.Tb.C	n	(P-7) (E-211)
5400.310	am	(P-1490) (E-1693)	135.30	am	(E-2648)
6000.50	am	(P-5399)			

## TITLE 62

200.12	am	(P-3267)	200.12	am	(P-3267)
200.201	am	(P-3267)	200.201	am	(P-3267)
200.402	am	(P-3267)	200.402	am	(P-3267)
200.500	am	(P-3267)	200.500	am	(P-3267)
200.600	am	(P-3267)	200.600	am	(P-3267)
200.603	am	(P-3267)	200.603	am	(P-3267)
200.604	am	(P-3267)	200.604	am	(P-3267)
200.806	am	(P-3267)	200.806	am	(P-3267)
200.Ap.B	n	(P-3267)	200.Ap.B	n	(P-3267)
220.190	am	(P-3316)	220.190	am	(P-3316)
240.10	am	(P-3282)	240.10	am	(P-3282)
240.500	n	(P-3282)	240.500	n	(P-3282)
240.510	r	(P-3282)	240.510	r	(P-3282)
240.520	n	(P-3282)	240.520	n	(P-3282)
240.530	r	(P-3282)	240.530	r	(P-3282)
240.530	n	(P-3282)	240.530	n	(P-3282)
240.540	n	(P-3282)	240.540	n	(P-3282)
240.550	n	(P-3282)	240.550	n	(P-3282)
240.610	am	(P-3282)	240.610	am	(P-3282)
240.630	am	(P-3282)	240.630	am	(P-3282)
240.640	am	(P-3282)	240.640	am	(P-3282)
240.710	am	(P-3282)	240.710	am	(P-3282)
240.760	am	(P-3282)	240.760	am	(P-3282)
240.780	am	(P-3282)	240.780	am	(P-3282)
240.995	r	(P-14365/91; P-14679/91; A-2576)	240.995	r	(P-14365/91; P-14679/91; A-2576)

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TITLE 62 (CONT'D)		TITLE 68	
240.1110	am	(P-3282)	870.100
240.1130	am	(P-3282)	870.105
240.1150	am	(P-3282)	870.110
240.1160	r	(P-3282)	870.115
240.1160	am	(P-3282)	870.120
240.1170	am	(P-3282)	870.200
240.1180	r	(P-3282)	870.210
240.1400	r	(P-14365/91; P-14679/91; A-2576)	870.215
240.1400	n	(P-14365/91; P-14679/91; A-2576)	870.220
240.1400	n	(P-14365/91; P-14679/91; A-2576)	870.225
240.1405	r	(P-14365/91; P-14679/91; A-2576)	870.230
240.1410	r	(P-14365/91; P-14679/91; A-2576)	870.235
240.1410	r	(P-14365/91; P-14679/91; A-2576)	870.240
240.1410	n	(P-14365/91; P-14679/91; A-2576)	870.245
240.1410	n	(P-14365/91; P-14679/91; A-2576)	870.300
240.1420	r	(P-14365/91; P-14679/91; A-2576)	870.305
240.1420	n	(P-14365/91; P-14679/91; A-2576)	870.310
240.1430	r	(P-14365/91; P-14679/91; A-2576)	870.315
240.1430	n	(P-14365/91; P-14679/91; A-2576)	870.320
240.1440	r	(P-14365/91; P-14679/91; A-2576)	870.325
240.1440	n	(P-14365/91; P-14679/91; A-2576)	870.330
240.1450	r	(P-14365/91; P-14679/91; A-2576)	870.335
240.1450	n	(P-14365/91; P-14679/91; A-2576)	870.340
240.1460	r	(P-14365/91; P-14679/91; A-2576)	870.345
240.1460	n	(P-14365/91; P-14679/91; A-2576)	870.350
240.1470	r	(P-14365/91; P-14679/91; A-2576)	870.355
240.1500	r	(P-14365/91; P-14679/91; A-2576)	870.360
240.1500	n	(P-14365/91; P-14679/91; A-2576)	870.365
240.1510	n	(P-14365/91; P-14679/91; A-2576)	870.370
240.1520	n	(P-14365/91; P-14679/91; A-2576)	870.375
240.1530	n	(P-14365/91; P-14679/91; A-2576)	870.380
2501.37	n	(P-2917) (E-2897)	870.385

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TITLE 68 (CONT'D)		TITLE 68 (CONT'D)	
1255.20	n	(P-17030/91; A-3194)	1340.66
1255.30	n	(P-17030/91; A-3194)	1340.70
1255.40	n	(P-17030/91; A-3194)	1450.175
1255.50	n	(P-17030/91; A-3194)	
1255.60	n	(P-17030/91; A-3194)	
1255.70	n	(P-17030/91; A-3194)	
1255.80	n	(P-17030/91; A-3194)	
1255.90	n	(P-17030/91; A-3194)	
1275.40	am	(P-5741)	110.40
1275.50	am	(P-5741)	110.50
1275.60	am	(P-5741)	110.60
1275.70	am	(P-5741)	110.70
1275.80	am	(P-5741)	110.80
1275.90	am	(P-5741)	110.90
1310.20	am	(P-3784)	2000.100
1310.30	am	(P-3784)	2000.210
1310.40	am	(P-3784)	2000.45
1310.50	am	(P-3784)	2000.100
1310.60	am	(P-3784)	2000.210
1310.70	am	(P-3784)	2000.245
1310.80	am	(P-3784)	2000.250
1310.90	am	(P-3784)	2000.320
1330.10	am	(P-3784)	2000.340
1330.20	am	(P-3784)	2000.410
1330.30	am	(P-3784)	2000.430
1330.40	am	(P-3784)	2000.500
1330.50	am	(P-3784)	2000.520
1330.60	am	(P-3784)	2000.540
1330.70	am	(P-3784)	2300.10
1330.80	am	(P-3784)	2300.30
1330.90	am	(P-3784)	2300.50
1330.95	am	(P-3784)	2300.70
1330.99	am	(P-3784)	
1330.100	am	(P-3784)	
1330.110	am	(P-3784)	
1330.120	am	(P-3784)	
1330.130	am	(P-3784)	
1330.140	am	(P-3784)	
1330.15	n	(P-11369/91; A-3175)	300.620
1330.20	am	(P-11369/91; A-3175)	300.630
1330.30	am	(P-11369/91; A-3175)	300.1010
1330.40	am	(P-11369/91; A-3175)	300.1220
1330.50	am	(P-11369/91; A-3175)	300.1240
1330.60	am	(P-11369/91; A-3175)	300.2070
1330.65	am	(P-11369/91; A-3175)	300.2420



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TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
300.3060	am	760.100	(P-5861) am
300.3100	am	760.110	(P-5861) am
300.3110	am	760.900	(P-5861) am
300.3310	am	760.2000	(P-5861) n
300.3710	am	760.2010	(P-5861) n
300.Ap.B	r	760.2020	(P-5861) n
330.120	am	760.2030	(P-5861) n
330.330	am	760.2031	(P-5861) n
350.120	am	760.2032	(P-5861) n
350.330	am	760.2040	(P-5861) n
350.3730	am	760.2041	(P-5861) n
390.120	am	760.2042	(P-5861) n
390.330	am	760.2050	(P-5861) n
692.10	n	760.2060	(P-5861) n
692.Ap.A	n	760.2070	(P-5861) n
692.Ap.B	n	760.2080	(P-5861) n
693.10	am	760.3000	(P-5861) n
		760.3100	(P-5861) n
693.15	am	760.3200	(P-5861) n
		770.10	(P-5885) r
693.30	am	770.20	(P-5885) r
		770.30	(P-5885) r
693.40	am	790.480	(P-15943/91; A-5941) am
		790.540	(P-4782) (E-4899) am
693.45	n	790.548	(P-4782) (E-4899) am
		790.580	(P-4782) (E-4899) am
693.100	am	790.600	(P-15943/91; A-5941) am
			(P-4782) (E-4899) am
694.220	am		(P-4782) (E-4899) am
750.5	am		(P-4782) (E-4899) am
750.10	am		(P-4782) (E-4899) am
750.100	am		(P-4782) (E-4899) am
750.1000	am		(P-4782) (E-4899) am
750.2000	am		(P-4782) (E-4899) am
750.2010	n		(P-4782) (E-4899) am
750.2020	n		(P-4782) (E-4899) am
750.2030	n		(P-4782) (E-4899) am
750.2031	n		(P-4782) (E-4899) am
750.2032	n		(P-4782) (E-4899) am
750.2040	n		(P-15943/91; A-5941) am
750.2041	n		(P-4782) (E-4899) am
750.2042	n		(P-4782) (E-4899) am
750.2050	n		(P-4782) (E-4899) am
750.2060	n		(P-4782) (E-4899) am
750.2070	n		(P-4782) (E-4899) am
750.2080	n		(P-4782) (E-4899) am
750.3000	n		(P-15943/91; A-5941) am
750.3100	n		(P-4782) (E-4899) am
750.3200	n		(P-4782) (E-4899) am
760.15	am		(P-4782) (E-4899) am
760.20	am		(P-4782) (E-4899) am

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TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
790.1140	am	790.1140	(P-4782) (E-4899) am
790.1300	am	790.1300	(P-4782) (E-4899) am
790.1345	am	790.1345	(P-4782) (E-4899) am
790.1350	am	790.1350	(P-15943/91; A-5941) am
		790.1350	(P-4782) (E-4899) am
790.1388	n	790.1388	(P-4782) (E-4899) am
		790.1420	(P-15943/91; A-5941) am
790.1460	am	790.1460	(P-4782) (E-4899) am
790.1490	am	790.1490	(P-4782) (E-4899) am
790.1500	am	790.1500	(P-4782) (E-4899) am
790.1540	am	790.1540	(P-4782) (E-4899) am
790.1560	am	790.1560	(P-4782) (E-4899) am
790.1570	am	790.1570	(P-4782) (E-4899) am
790.1660	am	790.1660	(P-4782) (E-4899) am
790.1685	am	790.1685	(P-4782) (E-4899) am
790.1700	am	790.1700	(P-4782) (E-4899) am
790.1710	am	790.1710	(P-4782) (E-4899) am
790.1740	am	790.1740	(P-4782) (E-4899) am
790.1820	am	790.1820	(P-4782) (E-4899) am
790.1830	n	790.1830	(P-4782) (E-4899) am
790.1860	am	790.1860	(P-4782) (E-4899) am
790.1950	am	790.1950	(P-15943/91; A-5941) am
		790.1980	(P-4782) (E-4899) am
790.2020	am	790.2020	(P-4782) (E-4899) am
790.2097	am	790.2097	(P-4782) (E-4899) am
790.2100	am	790.2100	(P-4782) (E-4899) am
790.2140	am	790.2140	(P-4782) (E-4899) am
790.2155	am	790.2155	(P-4782) (E-4899) am
790.2180	am	790.2180	(P-4782) (E-4899) am
790.2260	am	790.2260	(P-4782) (E-4899) am
790.2380	am	790.2380	(P-4782) (E-4899) am
790.2390	am	790.2390	(P-4782) (E-4899) am
790.2460	am	790.2460	(P-4782) (E-4899) am
790.2462	am	790.2462	(P-4782) (E-4899) am
790.2470	am	790.2470	(P-4782) (E-4899) am
790.2485	am	790.2485	(P-15943/91; A-5941) am
790.2500	am	790.2500	(P-4782) (E-4899) am
790.2510	am	790.2510	(P-4782) (E-4899) am
790.2540	am	790.2540	(P-4782) (E-4899) am
790.2580	am	790.2580	(P-15943/91; A-5941) am
		790.2603	(P-4782) (E-4899) am
790.2605	am	790.2605	(P-4782) (E-4899) am
790.2613	am	790.2613	(P-15943/91; A-5941) am
		790.2617	(P-4782) (E-4899) am
790.2618	am	790.2618	(P-4782) (E-4899) am
790.2620	am	790.2620	(P-4782) (E-4899) am

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790.4386	am	(P-4782) (E-4899)	790.6020	r	(P-4782) (E-4899)
790.4396	am	(P-4782) (E-4899)	790.6140	am	(P-4782) (E-4899)
790.4398	am	(P-4782) (E-4899)	790.6180	am	(P-4782) (E-4899)
790.4420	am	(P-4782) (E-4899)	790.6260	am	(P-4782) (E-4899)
790.4580	am	(P-4782) (E-4899)	790.6275	am	(P-4782) (E-4899)
790.4620*	am	(P-4782) (E-4899)	790.6277	am	(P-4782) (E-4899)
790.4660	am	(P-4782) (E-4899)	790.6280	r	(P-4782) (E-4899)
790.4670	am	(P-4782) (E-4899)	790.6300	am	(P-4782) (E-4899)
790.4680	am	(P-4782) (E-4899)	790.6340	am	(P-4782) (E-4899)
790.4700	am	(P-4782) (E-4899)	790.6370	am	(P-4782) (E-4899)
790.4720	am	(P-4782) (E-4899)	790.6375	am	(P-4782) (E-4899)
790.4740	am	(P-4782) (E-4899)	790.6420	am	(P-4782) (E-4899)
790.4780	am	(P-4782) (E-4899)	790.6452	am	(P-4782) (E-4899)
790.4840	am	(P-4782) (E-4899)	790.6456	am	(P-4782) (E-4899)
790.4860	am	(P-4782) (E-4899)	790.6460	am	(P-4782) (E-4899)
790.4900	am	(P-4782) (E-4899)	790.6480	am	(P-4782) (E-4899)
790.4965	am	(P-4782) (E-4899)	790.6500	am	(P-4782) (E-4899)
790.4980	am	(P-4782) (E-4899)	790.6540	am	(P-4782) (E-4899)
790.5060	am	(P-4782) (E-4899)	790.6570	r	(P-4782) (E-4899)
790.5100	am	(P-4782) (E-4899)	790.6580	am	(P-4782) (E-4899)
790.5140	am	(P-4782) (E-4899)	790.6670	am	(P-4782) (E-4899)
790.5180	am	(P-4782) (E-4899)	790.6780	am	(P-4782) (E-4899)
790.5220	am	(P-4782) (E-4899)	790.6800	am	(P-4782) (E-4899)
790.5300	am	(P-4782) (E-4899)	790.6820	am	(P-4782) (E-4899)
790.5312	am	(P-4782) (E-4899)	790.6860	am	(P-4782) (E-4899)
790.5320	am	(P-4782) (E-4899)	790.6875	am	(P-4782) (E-4899)
790.5380	am	(P-4782) (E-4899)	790.6885	am	(P-4782) (E-4899)
790.5420	am	(P-4782) (E-4899)	790.6895	am	(P-4782) (E-4899)
790.5483	am	(P-4782) (E-4899)	790.6940	am	(P-4782) (E-4899)
790.5500	am	(P-4782) (E-4899)	790.6960	am	(P-4782) (E-4899)
790.5520	am	(P-4782) (E-4899)	790.7100	am	(P-4782) (E-4899)
790.5540	am	(P-4782) (E-4899)	790.7120	am	(P-4782) (E-4899)
790.5544	am	(P-4782) (E-4899)	790.7130	am	(P-4782) (E-4899)
790.5620	am	(P-4782) (E-4899)	790.7229	am	(P-4782) (E-4899)
790.5640	am	(P-4782) (E-4899)	790.7260	am	(P-4782) (E-4899)
790.5700	am	(P-4782) (E-4899)	790.7265	am	(P-4782) (E-4899)
790.5740	am	(P-4782) (E-4899)	790.7280	am	(P-4782) (E-4899)
790.5788	n	(P-4782) (E-4899)	790.7291	am	(P-4782) (E-4899)
790.5792	am	(P-4782) (E-4899)	790.7296	am	(P-4782) (E-4899)
790.5802	am	(P-4782) (E-4899)	790.7380	am	(P-4782) (E-4899)
790.5807	am	(P-4782) (E-4899)	790.7400	am	(P-4782) (E-4899)
790.5820	am	(P-4782) (E-4899)	790.7420	am	(P-4782) (E-4899)
790.5830*	am	(P-4782) (E-4899)	790.7500	am	(P-4782) (E-4899)
790.5872	am	(P-4782) (E-4899)	790.7510	am	(P-4782) (E-4899)
790.5900	am	(P-4782) (E-4899)	790.7540	am	(P-4782) (E-4899)
790.5940	am	(P-4782) (E-4899)	790.7580	am	(P-4782) (E-4899)
790.5980	am	(P-4782) (E-4899)	790.7700	am	(P-4782) (E-4899)

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790.7740	am	(P-4782) (E-4899)	790.9530	am	(P-4782) (E-4899)
790.7820	am	(P-4782) (E-4899)	790.9580	am	(P-4782) (E-4899)
790.7828	am	(P-4782) (E-4899)	830.10	am	(P-2092)
790.7834	am	(P-4782) (E-4899)	830.880	am	(P-2092)
790.7860	am	(P-4782) (E-4899)	830.885	am	(P-2092)
790.7940	am	(P-4782) (E-4899)	830.890	am	(P-2092)
790.7980	am	(P-4782) (E-4899)	830.900	am	(P-2092)
790.8015	am	(P-4782) (E-4899)	840.20	am	(P-4329)
790.8020	am	(P-4782) (E-4899)	840.115	am	(P-4329)
790.8106	am	(P-4782) (E-4899)	840.210	am	(P-4329)
790.8136	am	(P-4782) (E-4899)	840.215	am	(P-4329)
790.8248	am	(P-4782) (E-4899)	840.305	am	(P-4329)
790.8300	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8420	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8540	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8580	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8620	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8700	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8710	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8724	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8740	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8780	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8820	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8900	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8940	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.8980	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9020	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9035	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9045	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9048	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9050	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9056	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9060	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9084	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9100	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9140	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9180	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9220	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9260	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9300	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9340	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9380	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9420	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9460	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9500	am	(P-4782) (E-4899)	840.310	am	(P-4329)
790.9520	am	(P-4782) (E-4899)	840.310	am	(P-4329)



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1230.240	r	(P-5187)	2030.330	n	(P-9083/91; A-2457)
1230.250	r	(P-5187)	2030.340	r	(P-9153/91; A-2530)
1230.260	r	(P-5187)	2030.340	n	(P-9083/91; A-2457)
1230.310	r	(P-5187)	2030.350	r	(P-9153/91; A-2530)
1230.320	r	(P-5187)	2030.350	n	(P-9083/91; A-2457)
1230.320	r	(P-5187)	2030.360	n	(P-9083/91; A-2457)
1230.410	r	(P-5187)	2030.410	r	(P-9153/91; A-2530)
1230.420	r	(P-5187)	2030.410	n	(P-9083/91; A-2457)
1230.Tb.A	r	(P-5187)	2030.420	r	(P-9153/91; A-2530)
1230.Tb.B	r	(P-5187)	2030.420	n	(P-9083/91; A-2457)
1240.10	r	(P-5225)	2030.430	r	(P-9153/91; A-2530)
1240.20	r	(P-5225)	2030.430	n	(P-9083/91; A-2457)
1240.30	r	(P-5225)	2030.440	r	(P-9153/91; A-2530)
1240.40	r	(P-5225)	2030.440	n	(P-9083/91; A-2457)
1240.50	r	(P-5225)	2030.450	r	(P-9153/91; A-2530)
1240.60	r	(P-5225)	2030.450	n	(P-9083/91; A-2457)
1240.70	r	(P-5225)	2030.510	r	(P-9153/91; A-2530)
1240.Ap.A	r	(P-5225)	2030.510	n	(P-9083/91; A-2457)
2030.10	n	(P-9083/91; A-2457)	2030.520	r	(P-9153/91; A-2530)
2030.10	n	(P-9153/91; A-2530)	2030.520	n	(P-9083/91; A-2457)
2030.20	n	(P-9083/91; A-2457)	2030.530	n	(P-9083/91; A-2457)
2030.20	n	(P-9153/91; A-2530)	2030.540	n	(P-9083/91; A-2457)
2030.30	n	(P-9083/91; A-2457)	2030.550	n	(P-9083/91; A-2457)
2030.30	r	(P-9153/91; A-2530)	2030.610	r	(P-9153/91; A-2530)
2030.40	n	(P-9083/91; A-2457)	2030.610	n	(P-9083/91; A-2457)
2030.40	r	(P-9153/91; A-2530)	2030.620	r	(P-9153/91; A-2530)
2030.50	n	(P-9153/91; A-2530)	2030.620	n	(P-9083/91; A-2457)
2030.100	n	(P-9083/91; A-2457)	2030.630	r	(P-9153/91; A-2530)
2030.105	n	(P-9083/91; A-2457)	2030.640	r	(P-9153/91; A-2530)
2030.107	n	(P-9083/91; A-2457)	2030.710	r	(P-9153/91; A-2530)
2030.110	r	(P-9153/91; A-2530)	2030.710	n	(P-9083/91; A-2457)
2030.110	n	(P-9083/91; A-2457)	2030.720	r	(P-9153/91; A-2530)
2030.115	n	(P-9083/91; A-2457)	2030.720	n	(P-9083/91; A-2457)
2030.120	r	(P-9153/91; A-2530)	2030.730	r	(P-9153/91; A-2530)
2030.120	n	(P-9083/91; A-2457)	2030.730	n	(P-9083/91; A-2457)
2030.130	r	(P-9153/91; A-2530)	2030.740	r	(P-9153/91; A-2530)
2030.130	n	(P-9083/91; A-2457)	2030.740	n	(P-9083/91; A-2457)
2030.140	n	(P-9083/91; A-2457)	2030.750	r	(P-9153/91; A-2530)
2030.150	n	(P-9083/91; A-2457)	2030.750	n	(P-9083/91; A-2457)
2030.160	n	(P-9083/91; A-2457)	2030.760	r	(P-9153/91; A-2530)
2030.210	r	(P-9153/91; A-2530)	2030.760	n	(P-9083/91; A-2457)
2030.210	n	(P-9083/91; A-2457)	2030.810	r	(P-9153/91; A-2530)
2030.220	r	(P-9153/91; A-2530)	2030.810	n	(P-9083/91; A-2457)
2030.220	n	(P-9083/91; A-2457)	2030.820	r	(P-9153/91; A-2530)
2030.230	r	(P-9153/91; A-2530)	2030.820	n	(P-9083/91; A-2457)
2030.230	n	(P-9083/91; A-2457)	2030.830	n	(P-9083/91; A-2457)
2030.310	r	(P-9153/91; A-2530)	2030.840	n	(P-9083/91; A-2457)
2030.310	n	(P-9083/91; A-2457)	2030.850	n	(P-9083/91; A-2457)
2030.320	n	(P-9153/91; A-2530)	2030.910	r	(P-9153/91; A-2530)
2030.320	n	(P-9083/91; A-2457)	2030.910	n	(P-9083/91; A-2457)
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2030.960	r	(P-9153/91; A-2530)	r	(P-9149/91; A-2455)
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2030.1010	r	(P-9153/91; A-2530)	r	(P-9218/91; A-2533)
2030.1010	n	(P-9083/91; A-2457)	r	(P-9218/91; A-2533)
2030.1020	n	(P-9153/91; A-2530)	r	(P-9218/91; A-2533)
2030.1030	r	(P-9153/91; A-2530)	r	(P-9218/91; A-2533)
2030.1030	n	(P-9083/91; A-2457)	r	(P-9218/91; A-2533)
2030.1040	n	(P-9153/91; A-2530)	r	(P-9218/91; A-2533)
2030.1050	n	(P-9083/91; A-2457)	r	(P-9218/91; A-2533)
2030.1060	n	(P-9083/91; A-2457)	r	(P-9218/91; A-2533)
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2030.1080	n	(P-9083/91; A-2457)	am	(P-4567)
2030.1090	n	(P-9083/91; A-2457)	am	(P-4567)
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2030.1130	r	(P-9153/91; A-2530)	am	(P-4567)
2030.1130	n	(P-9083/91; A-2457)	#	(P-4567)
2030.1140	r	(P-9153/91; A-2530)	#	(P-4567)
2030.1140	n	(P-9083/91; A-2457)	am	(P-4567)
2030.1150	n	(P-9083/91; A-2457)	am	(P-4567)
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2030.1210	n	(P-9083/91; A-2457)	#	(P-4567)
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2030.1220	r	(P-9153/91; A-2530)	am	(P-4567)
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2030.1225	n	(P-9153/91; A-2530)	am	(P-4567)
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490.90	r			(P-16913/91; A-5988)	
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		50.80	r
		50.80	n
		50.90	r
		50.90	n
		50.100	r
		50.100	n
		50.110	r
		50.110	n
		50.120	r
		50.120	n
		50.130	r
		50.130	n
		50.140	r
		50.140	n
		50.150	r
		50.150	n
		50.160	r
		50.160	n
		50.170	r
		50.170	n
		50.180	r
		50.180	n
		50.190	r
		50.190	n
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		50.230	r
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		50.240	r
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		50.250	r
		50.250	n
		50.260	r
		50.260	n
		50.270	r
		50.270	n
		50.280	r
		50.280	n
		50.290	r
		50.290	n
		50.300	r
		50.300	n
		50.310	r
		50.310	n
		50.320	r
		50.320	n
		50.330	r
		50.330	n
		50.340	r
		50.340	n
		50.350	r
		50.350	n
		50.360	r
		50.360	n
		50.370	r
		50.370	n
		50.380	r
		50.380	n
		50.390	r
		50.390	n
		50.400	r
		50.400	n
		50.410	r
		50.410	n
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		50.420	n
		50.430	r
		50.430	n
		50.440	r
		50.440	n
		50.450	r
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